

THURSDAY, APRIL 28, 1988
EIGHTY-NINTH LEGISLATIVE DAY

The House met at 9.00 a.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. J.D. Cathey, Jr., Pomona Baptist Church, Dickson, Tennessee, guest of Representative Doug Jackson.

Representative Doug Jackson led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 99

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.: 342, 443, 496, 497, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532 and 533; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Joint Resolution 0342** -- General Assembly, Studies -- Continues special joint committee to study agricultural economy.

***Senate Joint Resolution 0443** -- General Assembly, Studies -- Creates special joint committee to review UT Agricultural Extension Service.

Senate Joint Resolution 0496 -- Memorials, Sports -- Honors Coach C. M. Newton and Vanderbilt University Commodores basketball team on great season.

Senate Joint Resolution 0497 -- Memorials, Sports -- Honors Coach Larry Finch and the Memphis State University basketball team on an outstanding season.

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Senate Joint Resolution 0521 -- Memorials, Personal Achievement -- Commends Jasen Hensley on being selected Valedictorian of his senior class at Woodberry Forest School.

Senate Joint Resolution 0522 -- Memorials, Congratulations -- Honors marriage of Lelia Yvonne "Jackie" Bell and Vince Ricari Williams.

Senate Joint Resolution 0523 -- Memorials, Recognition and Thanks -- Honors A. Z. Kelley for service as sergeant at arms.

Senate Joint Resolution 0524 -- Memorials, Recognition and Thanks -- Honors William E. Jamison, 1988 legislative intern.

Senate Joint Resolution 0525 -- Memorials, Public Service -- Commends Elizabeth Everett Timmons for service as Blount Countian.

Senate Joint Resolution 0526 -- Memorials, Congratulations -- Expresses congratulations to Pema Khando and William Doggett, Jr. on marriage.

Senate Joint Resolution 0527 -- Memorials, Public Service -- Honors Virginia Geist, interpreter for Senator Avon N. Williams.

Senate Joint Resolution 0528 -- Memorials, Recognition and Thanks -- Honors Regina Cochran, executive aide to Senator Lewis.

Senate Joint Resolution 0529 -- Memorials, Recognition and Thanks -- Commends Jackie Bender, executive aide to Senator Williams.

Senate Joint Resolution 0530 -- Memorials, Recognition and Thanks -- Honors Eric Christopher Newton, 1988 legislative intern.

Senate Joint Resolution 0531 -- Memorials, Recognition and Thanks -- Honors Tanya Abel, 1988 legislative page.

Senate Joint Resolution 0532 -- Memorials, Recognition and Thanks -- Commends Tillman Y. Coffey, 1988 legislative intern.

Senate Joint Resolution 0533 -- Memorials, Recognition and Thanks -- Honors Norman Leonard Roberts for contributions to House and Senate.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 2541 and 2551; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 2541 -- Pikeville -- Alters salary of board of mayor and aldermen. Amends Chapter 574, Private Acts of 1939.

Senate Bill No. 2551 -- LaGrange -- Revises provisions relative to the charter. Amends Chapter 254, Acts of 1901, as amended.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 444; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 444 -- Memorials, Government Officials --
Encourages general sessions courts to enforce litter laws to fullest measure.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills and/or resolutions on the calendar for Thursday, April 28, 1988: House Bill No. 2046; House Joint Resolution No. 622; House Bills Nos. 2231, 132; Senate Bill No. 2175; House Bills Nos. 2405, 2530, 1749, 2193, 2533; Senate Joint Resolution No. 399; House Bills Nos. 1242, 2527, 2207, 2313, 424, 779, 2323, 552, 2350, 1709, 2402, 2107; House Joint Resolutions Nos. 767, 647; House Resolution No. 109; House Joint Resolutions Nos. 661, 460; Senate Joint Resolutions Nos. 122, 366; Senate Bill 1079; House Bill No. 2324; and House Resolution No. 133.

PHILLIPS, Chairman.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with **Rule No. 48**, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2495, 2515, 2524, 2529, 2531, 2532, 2534.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills and/or resolutions on the Consent Calendar for Thursday, April 28, 1988: House Bills Nos. 2170, 2127; Senate Joint Resolution No. 332; House Joint Resolutions Nos. 422, 500, 547, 752; House Bill No. 2280; Senate Joint Resolutions Nos. 411, 300; House Joint Resolution No. 618; House Bills Nos. 2495, 2515, 2524, 2529, 2531, 2532, 2534, 2511; House Joint Resolution No. 785; Senate Joint Resolution No. 448; House Resolution No. 115; House Joint Resolutions Nos. 551, 617, 693, 732, 751; House Bill No. 2360; and Senate Joint Resolutions Nos. 413 and 414.

PHILLIPS, Chairman.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 616.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1739.

The Senate lifted the tabling motion; reconsidered passage of the bill; reconsidered adoption of Amendment No. 1; withdrew Amendment No. 1; then repassed the bill on third and final consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1450; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1551.

The Speaker appointed a Conference Committee composed of Senators McKnight, Shockley and Rochelle to confer with a like Committee from the House to resolve the differences of the two bodies on House Bill No. 1551.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1638.

The Senate lifted the tabling motion; reconsidered passage of the bill; reconsidered adoption of Amendments Nos. 14, 15 and 16; withdrew Amendments Nos. 14, 15 and 16; adopted Amendments Nos. 20 and 21; then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 1862.

The Senate lifted the tabling motion; reconsidered passage of the bill; adopted Amendment No. 5; then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 2131.

The Senate refused to recede from its action in adopting Amendment No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REGULAR CALENDAR

***House Bill No. 2046** -- Consumer Protection -- Affords remedy to innocent purchasers of vehicle with altered identification number. Amends TCA, Title 9, Ch. 3; Title 47, Ch. 18; Title 55, Ch. 5.

On motion, House Bill No. 2046 was made to conform with Senate Bill No. 2284.

On motion, **Senate Bill No. 2284**, on same subject, was substituted for House Bill No. 2046.

Rep. McAfee moved passage of Senate Bill No. 2284 on third and final consideration, which motion prevailed by the following vote:

Ayes.	99
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

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*House Joint Resolution 0622 -- Memorials, Government Officials -- Directs Department of Conservation to study feasibility of constructing golf course at Cedars of Lebanon State Park.

Rep. Bell moved that House Joint Resolution No. 622 be adopted.

Rep. Curlee moved to amend as follows:

Amendment No. 1

Amend House Joint Resolution No. 622 by deleting the caption in its entirety and substituting instead the following:

A RESOLUTION to direct the Department of Conservation to study the feasibility of constructing and equipping a golf course at Cedars of Lebanon State Park and of expanding the existing golf course at Old Stone Fort in Manchester from nine (9) holes to eighteen (18) holes.

AND FURTHER AMEND by adding the following new resolving clauses immediately preceding the final resolving clause:

BE IT FURTHER RESOLVED, That the Department of Conservation is further directed to study the feasibility of expanding the existing golf course at Old Stone Fort in Manchester from nine (9) holes to eighteen (18) holes.

BE IT FURTHER RESOLVED, That the Department of Conservation shall report the findings of such golf course expansion study, including any recommendations and proposed legislation to the Ninety-sixth General Assembly by no later than February 1, 1989.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Bell moved that House Joint Resolution No. 622, as amended, be adopted, which motion prevailed by the following vote:

Ayes.....	93
Noes.....	2
Present and not voting.....	2

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

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Representatives voting no were: Chiles, Scruggs -- 2.

Representatives present and not voting were: Davis (Gibson), Herron -- 2.

A motion to reconsider was tabled.

House Bill No. 2231 -- Civil Procedure -- Transfers jurisdiction to hear spousal abuse petitions from circuit court to general sessions court.

On motion, House Bill No. 2231 was made to conform with Senate Bill No. 1378.

On motion, **Senate Bill No. 1378**, on same subject, was substituted for House Bill No. 2231.

Rep. Gaia moved that Senate Bill No. 1378 be passed on third and final consideration.

Rep. Gaia moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1378 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section __. The provisions of this act shall not apply in any county having a population of not less than 200,000 nor more than 800,000 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Gaia moved that Senate Bill No. 1378, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushigg, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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***House Bill No. 0132 -- Real Property --** Requires real estate disclosure on transfer of real estate. Amends TCA, Title 66.

Rep. Long moved that House Bill No. 0132 be re-referred to the Calendar and Rules Committee, which motion prevailed.

***Senate Bill No. 2175 -- Banks and Financial Institutions --** Increases net worth and bond requirements for money order issuers. Amends TCA, Title 45, Ch. 7, Pt. 1.

Further consideration of Senate Bill No. 2175, previously considered on April 21, 1988, at which time it was substituted for House Bill No. 2100.

Rep. Davidson moved that Senate Bill No. 2175 be passed on third and final consideration.

Rep. Tanner moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 2175 by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 45-7-107(a)(1), is amended by deleting Table 1 in its entirety and by substituting instead the following:

TABLE 1	
Column A	Column B
\$ 25,000	1- 2
50,000	3- 4
100,000	5-12
200,000	13-24
800,000	25-

Tennessee Code Annotated, Section 45-7-107(a)(1), is further amended by deleting the following language:

On July 1, 1988, the bond or bonds as shown in Column A of Table 2 below to be posted with the commissioner shall be determined by the prior year's sales volume as shown in Column B of Table 2 below:

and by substituting instead the following:

On July 1, 1988, the bond or bonds as shown in Column A of Table 2 below to be posted with the commissioner shall be determined by a three (3) month average sales volume from the prior year's sales volume as shown in Column B of Table 2 below:

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

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Thereupon, Rep. Davidson moved that Senate Bill No. 2175, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Welfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

MOTION

Rep. Phillips moved to suspend the rules so that all Congratulatory and Memorializing Resolutions lying on the desk and introduced may be added to the Consent Calendar for today. The Resolutions on the desk are: House Resolutions Nos. 160 and 161; House Joint Resolutions Nos. 836, 837, 838, 389, 840, 841, 842, 843, 844, 845, 846, 847, 848, 855 and 856; and Senate Joint Resolutions Nos. 496, 497, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533 and 535. The motion prevailed.

CONSENT CALENDAR

House Bill No. 2170 -- Taxes, Real Property -- Clarifies local governments be adequately compensated for value of services rendered to low cost housing through in lieu of tax payments. Amends TCA 67-5-207.

***House Bill No. 2127** -- Employees, Employers -- Requires certain employees to contact Department of Labor under certain circumstances involving mass layoffs and plant closings. Amends TCA, Title 50, Ch. 1.

***Senate Joint Resolution 0332** -- Memorials, Government Officials -- Urges governor to establish ongoing task force on Alzheimer's Disease.

***House Joint Resolution 0422** -- General Assembly, Studies -- Continues special joint committee created by HJR 412 of the 95th General Assembly relative to mental retardation delivery systems.

***House Joint Resolution 0500** -- General Assembly, Studies -- Continues special joint committee created by HJR 109 to study future of agricultural economy.

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***House Joint Resolution 0547** -- General Assembly, Studies -- Continues and expands membership of special joint committee created by HJR 205, relative to reduction of hazardous waste.

House Joint Resolution 0752 -- General Assembly, Studies -- Creates special joint committee on day care to study improvement of services.

House Bill No. 2280 -- General Assembly -- Increase home office allowance of members of General Assembly. Amends TCA 3-1-106.

Senate Joint Resolution 0411 -- Memorials, Government Officials -- Creates the Clean Tennessee Advisory Board.

***Senate Joint Resolution 0300** -- Naming and Designating -- Names Tennessee National Guard Armory at Somerville in honor of Julius B. Summers, Sr.

***House Joint Resolution 0618** -- General Assembly, Studies -- Creates special joint committee to study benefits of consolidation of all state fire agencies.

House Joint Resolution 0814 -- Memorials, Recognition and Thanks -- Honors Candace Silvasy, 1988 legislative intern.

House Joint Resolution 0815 -- Memorials, Professional Achievement -- Congratulates John Seigenthaler on election as President of American Society of Newspaper Editors.

House Joint Resolution 0816 -- Memorials, Public Service -- Commends Representative Lois M. DeBerry for devotion to activities of Tennessee Black Caucus of State Legislators.

House Joint Resolution 0817 -- Memorials, Public Service -- Commends Representative Rufus E. Jones for service as chairman of Tennessee Black Caucus of State Legislators.

House Joint Resolution 0818 -- Memorials, Sports -- Honors Kellie Gleason for being chosen by AP to All-State team; recognizes honorable mentions Jerri Ann Gage, Daneen Windom and Mary Witherington.

House Joint Resolution 0819 -- Memorials, Sports -- Congratulates Popeye Jones, Darren Williams, Peanut Winn, Mark Hardy, Warren Hamner and Mike Devine on all state basketball honors.

House Joint Resolution 0820 -- Memorials, Professional Achievement -- Honors Hank Williams, Jr. on selection as Entertainer of the Year by ACM and CMA.

House Joint Resolution 0821 -- Memorials, Public Service -- Honors 40th Ward New Chicago Civil Club for service to community.

House Joint Resolution 0822 -- Memorials, Congratulations -- Congratulates Paris Elks Lodge No. 816 on winning Elks memorial service contest.

House Joint Resolution 0824 -- Memorials, Congratulations -- Welcomes Elder Rex Reeve of Church of Jesus Christ and Latter Day Saints to Tennessee.

House Joint Resolution 0825 -- Memorials, Sports -- Commends Clayton Page for accomplishments as Gleason High School football team.

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House Joint Resolution 0826 -- Memorials, Recognition and Thanks -- Honors Brian J. Quarles, 1988 legislative intern.

House Joint Resolution 0827 -- Memorials, Sports -- Honors John Parker, Class A State Baseball Player of the Year for 1987.

House Joint Resolution 0828 -- Memorials, Personal Achievement -- Honors valedictorians and salutatorians of Weakley County High Schools.

House Joint Resolution 0829 -- Memorials, Professional Achievement -- Honors William G. Hiles, Jr. on receipt of School Bell Award.

House Joint Resolution 0830 -- Memorials, Congratulations -- Honors Gene Edward VanBuren on representing Tennessee in National Honors Program for High School Students.

House Joint Resolution 0831 -- Memorials, Recognition and Thanks -- Honors Trent Hanover, 1988 legislative intern.

House Joint Resolution 0832 -- Memorials, Recognition and Thanks -- Commends Carol Jean Fulcher, 1988 legislative intern.

House Joint Resolution 0833 -- Memorials, Recognition and Thanks -- Honors Amy E. Bledsoe, 1988 legislative intern.

House Joint Resolution 0834 -- Memorials, Sports -- Honors Coach Tom Tigue and the awesome General Assembly softball team on winning 1987 State Mixed League championship.

House Joint Resolution 0835 -- Memorials -- Honors Williamson Chapel CME Church on 102 year history.

House Resolution 0158 -- Memorials, Recognition and Thanks -- Commends Philip K. Smith, 1988 legislative intern.

Senate Joint Resolution 0459 -- Memorials, Personal Achievement -- Honors Tom T. Hall on career in music and entertainment.

Senate Joint Resolution 0473 -- Memorials, Sports -- Honors Loudon High School basketball cheerleading squad.

Senate Joint Resolution 0474 -- Memorials, Public Service -- Honors Christine L. Hilfenmeyer.

Senate Joint Resolution 0475 -- Memorials, Condolence -- Honors memory of Dr. B. H. Goetherth.

Senate Joint Resolution 0477 -- Memorials, Recognition and Thanks -- Honors Cynthia Brickell, 1988 legislative intern.

Senate Joint Resolution 0478 -- Memorials, Sports -- Honors Coach Larry Ricker and South Greene High School girls' basketball team on winning TSSAA Class AA state tournament.

Senate Joint Resolution 0479 -- Memorials, Recognition and Thanks -- Recognizes and thanks Brian Supercynski for his contributions as a legislative intern.

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Senate Joint Resolution 0480 -- Memorials, Recognition and Thanks -- Honors Brad Bowman, 1988 legislative intern.

Senate Joint Resolution 0481 -- Memorials, Recognition and Thanks -- Expresses appreciation to Saturn Corporation and CSX Corporation for rail excursion to Saturn plant site.

Senate Joint Resolution 0484 -- Memorials, Professional Achievement -- Honors A. Hamid Andalib, Chattanooga Jaycees Distinguished Service Award winner.

Senate Joint Resolution 0485 -- Memorials, Public Service -- Honors Roger Dale Bunch for dedication to Greenbrier High School Band.

Senate Joint Resolution 0486 -- Memorials, Sports -- Recognizes Mike Newman on outstanding career as high school wrestler.

Senate Joint Resolution 0491 -- Memorials, Retirement -- Honors Harry Childress on retirement from U.S. Postal Service.

Senate Joint Resolution 0494 -- Memorials, Recognition and Thanks -- Recognizes and thanks Kris Whitson for contributions as a legislative intern.

Senate Joint Resolution 0504 -- Memorials, Professional Achievement -- Honors Thom Thi Bach on receiving 1988 "Women of Achievement" award.

Senate Joint Resolution 0505 -- Memorials, Professional Achievement -- Honors Mary Wright Robinson on receiving 1988 "Women of Achievement" award.

Senate Joint Resolution 0506 -- Memorials, Professional Achievement -- Honors Alzada Clark on receiving a 1988 "Women of Achievement" award.

Senate Joint Resolution 0507 -- Memorials, Recognition and Thanks -- Honors Jane Bauer for service to General Assembly.

Senate Joint Resolution 0508 -- Memorials, Sports -- Congratulates University of Tennessee women's basketball team on great season.

Senate Joint Resolution 0509 -- Memorials, Condolence -- Honors the memory of Earnest Joyce, Sr.

Senate Joint Resolution 0510 -- Memorials, Sports -- Honors Coach Larry Funderburk and South Fulton High School boys' basketball team.

Senate Joint Resolution 0511 -- Memorials, Sports -- Honors Coach Steve Shipley and Oak Ridge High School boys' basketball team.

Senate Joint Resolution 0512 -- Memorials, Retirement -- Honors John Lewis Butler on retirement as principal from Johnson County High School.

Senate Joint Resolution 0513 -- Memorials, Retirement -- Honors W.R. "Chick" Holland on service as director of Cookeville Electric Department.

Senate Joint Resolution 0514 -- Memorials, Professional Achievement -- Honors Nancy Hastings Sehested on receiving 1988 "Women of Achievement" award.

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Senate Joint Resolution 0515 -- Memorials, Recognition and Thanks -- Commends Samuel Jeffrey Summers, 1988 legislative intern.

Senate Joint Resolution 0516 -- Memorials, Recognition and Thanks -- Commends Kisha Holland, page for the Senate.

Senate Joint Resolution 0517 -- Memorials, Recognition and Thanks -- Honors Alethia Williams-Armstrong for services as research analyst to Senate State and Local Government Committee.

Senate Joint Resolution 0519 -- Memorials, Recognition and Thanks -- Commends Jeffrey Lynn Buck, 1988 legislative intern.

House Bill No. 2495 -- Scott County -- Establishes salary range for county service officer. Amends Chapter 599, Private Acts of 1951, as amended.

On motion, House Bill No. 2495 was made to conform with Senate Bill No. 2519.

On motion, **Senate Bill No. 2519**, on same subject, was substituted for House Bill No. 2495.

House Bill No. 2515 -- Pikeville -- Alters salary of board of mayor and aldermen. Amends Chapter 574, Private Acts of 1939.

On motion, House Bill No. 2515 was made to conform with Senate Bill No. 2541.

On motion, **Senate Bill 2541**, on same subject, was substituted for House Bill No. 2515.

House Bill No. 2524 -- Dickson -- Authorizes joint projects between Dickson and Sam Houston Utility District.

House Bill No. 2529 -- Germantown -- Enacts "Germantown Construction Impact Fee Act".

House Bill No. 2531 -- Cheatham County -- Authorizes salary supplement for juvenile jurisdiction in general sessions court. Amends Chapter 133, Private Acts of 1977.

House Bill No. 2532 -- Selmer -- Levies hotel/motel tax.

House Bill No. 2534 -- Milan -- Permits payment of group insurance for mayor and aldermen. Amends Chapter 458, Acts of 1901, as amended.

House Bill No. 2511 -- Municipal Government -- Permits persons holding property within municipality but residing elsewhere to hold elected public office in St. Joseph.

On motion, House Bill No. 2511 was made to conform with Senate Bill No. 2535.

On motion, **Senate Bill No. 2535**, on same subject, was substituted for House Bill No. 2511.

House Joint Resolution 0785 -- Memorials: Government Officials -- Encourages Tennessee Arts Commission to support Tennessee's bicentennial through issuance of commemorative coins.

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Senate Joint Resolution 0448 -- General Assembly, Proclamations -- Proclaims April 24-30, 1988 as "Organ Donor Awareness Week".

House Resolution No. 0115 -- General Assembly, Studies -- Creates special House committee to study affixation of motor vehicle license revalidation decals.

***House Joint Resolution 0551** -- General Assembly, Studies -- Creates special joint committee to study certification and/or licensure of real estate appraisers.

***House Joint Resolution 0617** -- General Assembly, Studies -- Creates committee to study certification of financial planners.

***House Joint Resolution 0693** -- General Assembly, Studies -- Creates special joint committee to study biotechnology.

***House Joint Resolution 0732** -- General Assembly, Studies -- Creates joint committee for study of organ transplants for children.

House Joint Resolution 0751 -- General Assembly, Studies -- Creates special joint committee to study civil service system.

House Bill No. 2360 -- General Assembly -- Creates select joint oversight committee on housing. Amends TCA, Title 3, Ch. 15.

Senate Joint Resolution 0413 -- General Assembly, Studies -- Creates a joint study committee to study electric cooperatives.

Senate Joint Resolution 0414 -- General Assembly, Studies -- Creates special joint committee to study administration of regulatory boards, commissions and entities.

House Resolution No. 0160 -- Memorials, Public Service -- Honors Erskine K. "Banty" Hodge for contributions to Bluff City. by *Yelton.

House Resolution No. 0161 -- Memorials, Recognition and Thanks -- Commends David Bruce Balcom, Jr., 1988 legislative intern. by *Starnes.

House Joint Resolution 0836 -- Memorials, Personal Achievement -- Honors Marjorie Gorman, Dacia Hall, Jeff Adams, Chuck Doss and Kristine Dressell on selection to Tennessee All-State Choir. by *Herron.

House Joint Resolution 0837 -- Memorials, Recognition and Thanks -- Commends Gina Deann Cardosi, 1988 legislative intern. by *Kent, *Moore U.A.

House Joint Resolution 0838 -- Memorials, Congratulations -- Commends Bordeaux on 100th anniversary. by *Love.

House Joint Resolution 0839 -- Memorials, Public Service -- Honors Heads Up Chorus of Head Middle School on performance at Fourth Annual Walk Against Drugs. by *Love.

House Joint Resolution 0840 -- Memorials, Sports -- Honors Popeye Jones as 1987 "Mr. Basketball" for Class A. by *Herron.

House Joint Resolution 0841 -- Memorials, Personal Achievement -- Commends valedictorians and salutatorians of McKenzie High School and Carroll High School. by *Herron.

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House Joint Resolution 0842 -- Memorials, Sports -- Honors Gleason girls' basketball team on outstanding season. by *Herron.

House Joint Resolution 0843 -- Memorials, Public Service -- Honors Nettie Rogers for her contributions to her community. by *Jones R.

House Joint Resolution 0844 -- Memorials, Sports -- Congratulates Dresden High School boys' basketball team on reaching semifinals of TSSAA Class A state tournament. by *Herron.

House Joint Resolution 0845 -- Memorials, Recognition and Thanks -- Honors Oliver David Barksdale, 1988 legislative intern. by *Rhinehart, *Ivy.

House Joint Resolution 0846 -- Memorials, Congratulations -- Congratulates Beatrice Dibbrell Jenkins on 100th birthday. by *Bell.

House Joint Resolution 0847 -- Memorials, Recognition and Thanks -- Commends Nashville Banner for programs and activities for children and youth. by *Love.

House Joint Resolution 0848 -- Memorials, Professional Achievement -- Honors Joy Elaine Hines on receipt of "Editor of the Year" award from American Medical Technologist. by *Moore Calvin.

House Joint Resolution 0855 -- Memorials, Public Service -- Honors Paris-Henry County Civic League on 56th anniversary. by *Ridgeway.

House Joint Resolution 0856 -- Memorials, Recognition and Thanks -- Honors Robin Marie King, 1988 legislative intern. by *Dixon, *Pruitt, *Starnes.

Senate Joint Resolution 0496 -- Memorials, Sports -- Honors Coach C. M. Newton and Vanderbilt University Commodores basketball team on great season.

Senate Joint Resolution 0497 -- Memorials, Sports -- Honors Coach Larry Finch and the Memphis State University basketball team on an outstanding season.

Senate Joint Resolution 0521 -- Memorials, Personal Achievement -- Commends Jasen Hensley on being selected Valedictorian of his senior class at Woodberry Forest School.

Senate Joint Resolution 0522 -- Memorials, congratulations -- Honors marriage of Lelia Yvonne "Jackie" Bell and Vince Ricari Williams.

Senate Joint Resolution 0523 -- Memorials, Recognition and Thanks -- Honors A. Z. Kelley for service as sergeant at arms.

Senate Joint Resolution 0524 -- Memorials, Recognition and Thanks -- Honors William E. Jamison, 1988 legislative intern.

Senate Joint Resolution 0525 -- Memorials, Public Service -- Commends Elizabeth Everett Timmons for service as Blount Countian.

Senate Joint Resolution 0526 -- Memorials, congratulations -- Expresses congratulations to Pema Khando and William Doggett, Jr. on marriage.

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Senate Joint Resolution 0527 -- Memorials, Public Service -- Honors Virginia Geist, interpreter for Senator Avon N. Williams.

Senate Joint Resolution 0528 -- Memorials, Recognition and Thanks -- Honors Regina Cochran, executive aide to Senator Lewis.

Senate Joint Resolution 0529 -- Memorials, Recognition and Thanks -- Commends Jackie Bender, executive aide to Senator Williams.

Senate Joint Resolution 0530 -- Memorials, Recognition and Thanks -- Honors Eric Christopher Newton, 1988 legislative intern.

Senate Joint Resolution 0531 -- Memorials, Recognition and Thanks -- Honors Tanya Abel, 1988 legislative page.

Senate Joint Resolution 0532 -- Memorials, Recognition and Thanks -- Commends Tillman Y. Coffey, 1988 legislative intern.

Senate Joint Resolution 0533 -- Memorials, Recognition and Thanks -- Honors Norman Leonard Roberts for contributions to House and Senate.

Senate Joint Resolution 0535 -- Memorials, Recognition and Thanks -- Honors J.B. Shockley for service to General Assembly.

OBJECTION -- CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Bill No. 2127 was objected to by Rep. Chiles.

House Bill No. 2280 was objected to by Rep. Nance.

House Bill No. 2529 was objected to by Rep. Nance.

Rep. Stafford moved to have bills objected to on Consent Calendar reset to the heel of today's Calendar, which motion prevailed.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	97
Noes.	0
Present and not voting.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harriell, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley,

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Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Nance, **House Bill No. 2529**, earlier reset from the Consent Calendar, was withdrawn from the House.

RULES SUSPENDED

Rep. McAfee moved to recall **Senate Joint Resolution No. 418** from the State and Local Government Committee, which motion prevailed.

Senate Joint Resolution 0418 -- Naming and Designating -- Designates drill hall at National Guard Armory in Chattanooga as "General Carl E. Levi Drill Hall".

Rep. McAfee move that the rules be suspended for the immediate consideration of the **Senate Joint Resolution No. 418**, which motion prevailed.

On motion of Rep. McAfee, the resolution was concurred in by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

MOTION

Rep. Naifeh moved that all Congratulatory and Memorializing Resolutions arriving from the Senate today be held on the desk and later passed today as an addendum to the Consent Calendar.

RULES SUSPENDED

Pursuant to **Rule No. 13**, Rep. Stallings moved that **House Bill No. 2528** be called to the House floor on a Special Order, which motion prevailed.

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House Bill No. 2528 -- LaGrange -- Revises provisions relative to the charter. Amends Chapter 254, Acts of 1901, as amended.

On motion, House Bill No. 2528 was made to conform with Senate Bill No. 2551.

On motion, **Senate Bill No. 2551**, on same subject, was substituted for House Bill No. 2528.

Rep. Stallings moved passage of Senate Bill No. 2551 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

House Bill No. 1686 -- Mental Health and Mental Retardation, Dept. of -- Directs department to implement program to reimburse the owners of certain nursing homes for certain expenses. Amends TCA, Titles 33, 68.

Rep. King moved that House Bill No. 1686 be passed on third and final consideration.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1686 by deleting from the amendatory language of Section 1. the words "and approved privately operated nursing homes for expenses", and by substituting instead the words "supportive living facilities for any increased expenses"; and by deleting the language following the words "mentally ill patients" in the first sentence of such section, and by substituting instead the language "discharged directly from an institution operated by the department of mental health and mental retardation to a supportive living facility."

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that House Bill No. 1686, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.	93
Noes.	5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Chiles, Copeland, Harrill, Holcomb, Moody -- 5.

A motion to reconsider was tabled.

House Bill No. 1639 -- Garnishments and Executions -- Establishes garnishment proceedings. Amends TCA, Title 26.

Further consideration of House Bill No. 1639, previously considered on April 25, 1988.

On motion, House Bill No. 1639 was made to conform with Senate Bill No. 1744.

On motion, **Senate Bill No. 1744**, on same subject, was substituted for House Bill No. 1639.

Rep. Purcell moved passage of Senate Bill No. 1744 on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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House Bill No. 2403 -- District Attorneys -- Requires district attorney to cooperate with certain law enforcement agencies. Amends TCA, Titles 5, 6, 8, 9, 12, 38.

Further consideration of House Bill No. 2403, previously considered on April 25, 1988.

Rep. Davidson moved that House Bill No. 2403 be passed on third and final consideration.

Rep. Davidson moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2403 by deleting sections 1 and 2 in their entirety and substituting the following:

Section 1. Tennessee Code Annotated, Section 8-7-103 is amended by adding new subparagraphs, to be numbered appropriately, as follows:

() To participate, when in his judgment it is necessary or desirable for more effective law enforcement within his judicial district, in joint efforts with other state, local or federal officials or agencies, including, but not limited to, participation in a judicial district task force relating to the investigation and prosecution of drug cases.

() To serve, when in his judgment it is necessary or desirable for more effective law enforcement within his judicial district, on committees, boards or commissions relating to law enforcement, including, but not limited to, the board of directors or other governing or advisory body of a judicial district task force relating to the investigation and prosecution of drug cases.

Section 2. Unless otherwise provided by agreement among the governmental agencies participating in a judicial district task force relating to the investigation and prosecution of drug cases, any law enforcement officer assigned to such a task force shall have the same rights, powers, duties and immunities in every jurisdiction within the judicial district as he has within his own jurisdiction. Such assignment shall be made in writing by the chief law enforcement official of the assigning jurisdiction and shall not become effective until approved by the board of directors or governing or advisory body of the task force. An officer so assigned shall for all purposes remain the employee of his own governmental agency, and no other governmental agency shall be liable for any act or omission of the officer.

Section 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Davidson moved that House Bill No. 2403, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 93
Noes. 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

House Bill No. 2091 -- Courts, Supreme Court of Tennessee -- Removes daily cap placed upon compensation of court appointed attorneys and provides method by which such compensation can exceed the per case limitation. Amends TCA 40-14-207.

Rep. Burnett moved that House Bill No. 2091 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2091 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ In no event shall compensation paid to court appointed attorneys pursuant to this act exceed one hundred thirty-one thousand dollars (\$131,000) per year.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Burnett moved that House Bill No. 2091, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 90
Noes. 3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody,

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Moore (Lawrence), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 90.

Representatives voting no were: Chiles, Scruggs, Shirley -- 3.

A motion to reconsider was tabled.

House Bill No. 2250 -- Abortion -- Requires parental consent for minor seeking abortion.

On motion, House Bill No. 2250 was made to conform with Senate Bill No. 1578.

On motion, **Senate Bill No. 1578**, on same subject, was substituted for House Bill No. 2250.

Rep. Davis (Gibson) moved that Senate Bill No. 1578 be passed on third and final consideration.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1578 by adding the following language to the end of Section 4(c):

The department of human services shall employ at least one (1) court advocate in each judicial district to provide minors with information regarding requirements and procedures established by the provisions of this act, to assist in coordination of the activities of court-appointed counsel, to attend legal proceedings with the minor or the minor's next friend, and to make available written material concerning the provisions and applications of this act. The advocate shall be trained in the juvenile court procedures, in the procedures established by this act, and in counseling minors. The department of human services shall provide a toll-free number for minors to use in order to obtain the phone number and address of a court advocate. The department of human services shall further provide and distribute a written brochure or information sheet which summarizes the provisions and applications of this act and which contains the toll-free number as well as the names, addresses, and phone numbers of the court advocates in each judicial district.

Rep. Starnes moved to amend as follows:

Amendment No. 1 to Amendment No. 1

Amend Amendment No. 1 to Senate Bill No. 1578 by deleting from the amendatory language of House General Welfare Committee Amendment No. 3 the words "The department of human services shall employ", and by substituting instead the words "The department of human services shall assign from existing staff".

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Rep. Moore (Lawrence) moved the previous question, which motion prevailed by the following vote:

Ayes.	78
Noes.	11
Present and not voting.	6

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Byrd, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), King, Kisber, Long, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Napier, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 78.

Representatives voting no were: Burnett, Bushing, Cain, Clark, DeBerry, Gaia, Harrill, Kent, Moody, Purcell, Turner, L. (Shelby) -- 11.

Representatives present and not voting were: Bragg, Herron, Jones, U. (Shelby), Kernell, Naifeh, Nance -- 6.

Thereupon, Rep. Starnes renewed his motion to adopt Amendment No. 1 to Amendment No. 1, which motion prevailed.

Thereupon, Rep. Starnes moved to adopt Amendment No. 1, as amended, which motion prevailed.

Thereupon, Rep. Davis (Gibson) moved that Senate Bill No. 1578, as amended, be passed on third and final consideration.

Rep. DeBerry moved the previous question, which motion she then withdrew.

Rep. Jackson moved the previous question, which motion prevailed by the following vote:

Ayes.	82
Noes.	11
Present and not voting.	4

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, King, Kisber, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 82.

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Representatives voting no were: Bushing, DeBerry, Dixon, Herron, Jones, U. (Shelby), Long, Pruitt, Purcell, Starnes, Turner (Hamilton), Williams -- 11.

Representatives present and not voting were: Bragg, Kernell, Naifeh, Turner, L. (Shelby) -- 4.

Thereupon, Rep. Davis (Gibson) moved that Senate Bill No. 1578, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	82
Noes.	8
Present and not voting.	5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Drew, Duer, Ellis, Frenslley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Kent, King, Kisber, Lawson, Long, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Winningham, Wix, Wolfe, Wood -- 82.

Representatives voting no were: DeBerry, Dixon, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, Turner, L. (Shelby), Williams -- 8.

Representatives present and not voting were: Bushing, Love, Pruitt, Starnes, Yelton -- 5.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to House Rule No. 31, I wish to express a desire to change my original stand from not voting to aye on Senate Bill 1578 and have this statement entered in the Journal.

Rep. West

NOTICE

The following bills were placed on the Message Calendar under Rep. Naifeh's motion of Tuesday, April 26: House Bill No. 75 by Wood; House Bill No. 616 by Wheeler; House Bill No. 1450 by Purcell; House Bill No. 1551 by Long; House Bill No. 1638 by Kisber; House Bill No. 1739 by Bragg; House Bill No. 1862 by Miller; House Bill No. 2131 by King.

THURSDAY, APRIL 28, 1988 -- EIGHTY-NINTH LEGISLATIVE DAY

REGULAR CALENDAR, CONTINUED

House Bill No. 2331 -- State Employees -- Authorizes bereavement pay. Amends TCA, Title 8, Ch. 50.

Rep. DeBerry moved that House Bill No. 2331 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2331 by deleting Section 1(b) in its entirety and substituting in its place the following:

(b) This section shall not be construed to increase the total number of leave days provided in rules of the Department of Personnel for the death of a family member as defined in this act.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. DeBerry moved that House Bill No. 2331, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1693; passed by the Senate.

CLYDE W. McCULLOUGH, JR.
Chief Clerk.

Senate Bill No. 1693 -- Law Enforcement -- Requires reports to Department of Correction on pretrial misdemeanor detainees.

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REGULAR CALENDAR, CONTINUED

***House Bill No. 2367** -- Alcoholic Offenses -- Permits court to sentence DUI first offenders to remove litter from public streets and highways in lieu of incarceration. Amends TCA 55-10-403.

On motion, House Bill No. 2367 was made to conform with Senate Bill No. 2453.

On motion, **Senate Bill No. 2453**, on same subject, was substituted for House Bill No. 2367.

Rep. Robinson (Davidson) moved that Senate Bill No. 2453 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 2453 in paragraph (A) of the amendatory language of Section 1 by deleting the period at the end of the paragraph and adding the following:

and serve a twenty-four (24) hour period of incarceration.

AND FURTHER AMEND in Section 1 by adding at the end the following new paragraph:

(H) Service of the twenty-four (24) hour period of incarceration shall be scheduled by the sheriff in accordance with the policies followed for scheduling the service of forty-eight (48) hour periods of incarceration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1 to Amendment No. 1

Amend Senate Bill No. 2453 by adding after the words "period of incarceration" in the first and second paragraphs of the amendment the words:

which shall be served before the litter removal portion of the penalty is performed

PARLIAMENTARY INQUIRY

Rep. Jared made parliamentary inquiry as to whether Senate Bill No. 2453 was properly before the House since it had not been through the Finance, Ways and Means Committee.

The Speaker ruled that Senate Bill No. 2453 was not properly before the House. Whereupon, Senate Bill No. 2453 was re-referred to the Committee on Finance, Ways and Means.

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REGULAR CALENDAR, CONTINUED

***House Bill No. 2218 -- Traffic Safety -- Enacts "All-Terrain Vehicle Act". Amends TCA, Title 55.**

Rep. Curlee moved that House Bill No. 2218 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2218 by adding the following as a new section to be appropriately designated:

Section _____. A landowner shall not be liable for any accident that occurs on the landowner's premises unless the landowner granted the operator of the ATV written consent to operate the ATV on the landowner's premises.

On motion, Amendment No. 1 was adopted.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 2

Amend House Bill No. 2218 by deleting Section 55-26-104 in its entirety.

AND FURTHER AMEND by adding the following language at the end of Section 55-26-202 of Section 1:

No person shall knowingly operate an all-terrain vehicle on private property without the consent of the owner or lessor thereof. Any person operating an all-terrain vehicle upon lands of another shall stop and identify himself upon the request of the landowner or his duly authorized representative, and if requested to do so by the landowner, shall promptly remove the all-terrain vehicle from the premises.

AND FURTHER AMEND by deleting from Section 55-26-208(a) of Section 1 the words and figures "eighteen dollars (\$18.00)" and by substituting instead the words and figures "eleven dollars (\$11.00)".

AND FURTHER AMEND by adding the following language at the end of Section 55-26-208(a);

Of this fee, six dollars (\$6.00) shall be placed in the general fund and five dollars (\$5.00) shall be placed in a special agency account to be used by the department of safety to provide the safety training required by this act.

AND FURTHER AMEND by deleting Section 55-26-301 in its entirety.

AND FURTHER AMEND by deleting Section 55-26-302 in its entirety and by substituting instead the following:

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SECTION ____. No person under the age of sixteen (16) shall operate an all-terrain vehicle unless the person satisfies one (1) of the following conditions:

- (a) is taking a Specialty Vehicle Institute of America safety training course under the direct supervision of a certified Specialty Vehicle Institute of America all-terrain vehicle safety instructor;
- (b) is under the direct supervision of an adult who holds an appropriate safety certificate issued by the Specialty Vehicle Institute of America, or issued under the authority of another state or province of Canada;
- (c) holds an appropriate safety certificate issued by the Specialty Vehicle Institute of America, other state, or a province of Canada. In addition, if the operator is under the age of fourteen (14), he or she must be accompanied by and under the direct supervision of a parent or guardian or be accompanied by and under the direct supervision of an adult who is authorized by the parent or guardian.
- (d) operates the all-terrain vehicle on lands owned by his or her parent or legal guardian.

AND FURTHER AMEND by deleting from Section 55-26-403 of Section 1 the words "on public land";

AND FURTHER AMEND by adding the following to Section 1 as a new section to be designated Section 55-26-412:

Section 55-26-412.

Any person violating this act, other than the violations provided for in Section 55-26-402, shall be guilty of a misdemeanor and shall upon conviction:

- (a) for the first offense receive a warning citation;
- (b) for the second offense be sentenced to pay a fine of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100), or suspension of the operator's certificate for six (6) months, or both, and pay the cost of prosecution; and
- (c) for a third offense be sentenced to pay a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200), or suspension of the operator's safety certificate for one (1) year, or both, and pay the costs of prosecution.

AND FURTHER AMEND by deleting Section 3 in its entirety and by substituting instead the following:

Section 3. For the purpose of commencing the all-terrain vehicle safety training classes, this act shall take effect on January 1, 1989, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 1988, the public welfare requiring it.

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AND FURTHER AMEND by deleting subdivision (7) of section 56-26-103 of Section 1 and by substituting instead the following:

(7) "Safety certificate" means a certificate awarded by a dealer or manufacturer after successful completion by a person of a safety training course offered by such dealer or manufacturer pursuant to U.S.A. vs. American Honda Co., Inc. et. al, *87-3525 (U.S. District Court for the District of Columbia) entered on March 14, 1988.

Rep. Severance moved that House Bill No. 2218, as amended, be re-referred to the Calendar and Rules Committee, which motion prevailed.

Rep. Curlee moved to table the motion to re-refer, which tabling motion failed by the following vote:

Ayes.	34
Noes.	51
Present and not voting.	3

Representatives voting aye were: Bivens, Bragg, Burnett, Bushing, Byrd, Clark, Coffey, Collier, Copeland, Curlee, Duer, Ellis, Garrett, Hassell, Herron, Holcomb, Ivy, Kernell, Montgomery, Moody, Odom, Pruitt, Purcell, Robinson (Davidson), Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Williams, Yelton -- 34.

Representatives voting no were: Bell, Bewley, Cain, Chiles, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Frensley, Gaia, Harrill, Hawkins, Head, Henry, Hillis, Hobbs, Holt, Hurley, Huskey, Jones, R. (Shelby), Kent, Kisber, Lawson, Long, Love, Miller, Moore (Lawrence), Moore (Shelby), Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tanner, Webb, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 51.

Representatives present and not voting were: Buck, Good, Naifeh -- 3.

Rep. Scruggs moved the previous question, which motion prevailed by the following vote:

Ayes.	74
Noes.	19
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Frensley, Gaia, Garrett, Good, Harrill, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Webb, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 74.

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Representatives voting no were: Bragg, Burnett, Bushing, Byrd, Curlee, DeBerry, Hassell, Holcomb, Kent, Kernell, May, Odom, Tankersley, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Yelton -- 19.

Representative present and not voting was: Robinson (Hamilton) -- 1.

Thereupon, Rep. Severance renewed his motion to re-refer House Bill 2218 to Calendar and Rules, which motion prevailed by the following vote:

Ayes.....	56
Noes.....	37
Present and not voting.....	3

Representatives voting aye were: Bell, Bewley, Chiles, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Harrill, Hawkins, Head, Henry, Hillis, Hobbs, Holt, Hurley, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), King, Kisber, Lawson, Long, Love, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Rhinehart, Ridgeway, Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tanner, Webb, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 56.

Representatives voting no were: Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Curlee, Garrett, Hassell, Herron, Holcomb, Ivy, Jackson, Jared, Kent, Kernell, May, McAfee, Montgomery, Nance, Odom, Pruitt, Purcell, Robinson (Davidson), Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Yelton -- 37.

Representatives present and not voting were: Good, Robinson (Hamilton), Whitson -- 3.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2144; passed by the Senate.

CLYDE W. McCULLOUGH, JR.
Chief Clerk.

Senate Bill No. 2144 -- Insurance Companies, Agents, Brokers -- Authorizes banks to negotiate annuities, title insurance, accident and health insurance and certain vehicle insurance. Amends TCA, Title 56.

RULES SUSPENDED

Rep. Naifeh moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 860 out of order, which motion prevailed.

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House Joint Resolution 0860 -- Memorials, Government Officials -- Requests Department of Education to establish pilot program to address illiteracy and dropouts in urban centers. by Naifeh.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Naifeh, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Bragg moved to suspend the rules to recall House Joint Resolution No. 423 from Calendar and Rules, which motion prevailed.

***House Joint Resolution 0423** -- Naming and Designating -- Names auditorium at Julian Fleming Operator Training Center in honor of James Smoot Blanton. by Bragg.

Rep. Bragg moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 423, which motion prevailed.

On motion of Rep. Bragg, the resolution was adopted.

A motion to reconsider was tabled.

MOTION TO RECESS

Rep. Jared moved that, pursuant to **Rule No. 76**, the House stand in recess until 2:00 p.m. after objections, the motion prevailed by the following vote:

Ayes.	45
Noes.	41
Present and not voting.	3

Representatives voting aye were: Bivens, Buck, Cain, Coffey, Collier, Davidson, Davis (Cocke), DeBerry, Dixon, Hawkins, Henry, Hobbs, Holcomb, Hurley, Huskey, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Lawson, Miller, Montgomery, Moody, Moore (Shelby), Peroulas, Pruitt, Rhinehart, Robinson (Hamilton), Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Turner (Hamilton), Turner, L. (Shelby), Ussery, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton -- 45.

Representatives voting no were: Bell, Bewley, Bushing, Byrd, Chiles, Crain, Cross, Curlee, Davis (Gibson), Davis (Knox), DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Herron, Hillis, Holt, Ivy, Kernell, Kisber, Long, May, McAfee, Moore (Lawrence), Napier, Odom, Phillips, Robinson (Washington), Scruggs, Stafford, Tanner, Turner, C. (Shelby), Webb, West, Winningham -- 41.

Representatives present and not voting were: Purcell, Ridgeway, Robinson (Davidson) -- 3.

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RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion of Rep. Naifeh, the roll call was dispensed with.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 2339.

The Speaker appointed a Conference Committee composed of Senators Ford, O'Brien, Shockley and Dunavant to confer with a like Committee from the House to resolve the difference of the two bodies on House Bill No. 2339.

CLYDE W. McCULLOUGH, JR.
Chief Clerk.

CONFERENCE COMMITTEE APPOINTED

Rep. DeBerry moved that the Speaker appoint one more member to the Conference Committee on House Bill No. 2339, so that the House will have four members to meet with the four members of the Senate.

The Speaker appointed Representative Bobby Wood to the Conference Committee on House Bill No. 2339.

REGULAR CALENDAR, CONTINUED

House Bill No. 2325 -- Revenue, Dept. of -- Provides flexibility to commissioner in collection of revenue. Amends TCA 47-25-3101, 57-6-2002, 67-4-1010.

On motion, House Bill No. 2325 was made to conform with Senate Bill No. 2316.

On motion, **Senate Bill No. 2316**, on same subject, was substituted for House Bill No. 2325.

Rep. Bragg moved that Senate Bill No. 2316 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 2316 by adding a new section as follows:

Section __. Tennessee Code Annotated, Section 67-6-330, is amended by adding a new subsection as follows:

(c) There shall be exempt from the use tax imposed in Tennessee Code Annotated, Section 67-6-215, the purchase of amusements activities by any person when such amusement activity is provided free of charge to the public in connection with an activity which is conducted, produced, or provided by any organization which has received and currently holds a determination of exemption from the United States Internal Revenue Service pursuant to 26 U.S.C. Section 501(c) or by organizations listed in Major Group No. 86 of the Standard Industrial Classification Manual of 1972, as amended, prepared by the office of management and budget of the federal government. The exemption provided herein shall be retroactive to January 1, 1984.

On motion, Amendment No. 1 was adopted.

Rep. Bragg moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 2316 by adding a new section immediately preceding the effective date clause and by redesignating that section accordingly:

Section 4. Tennessee Code Annotated, Section 67-3-618, is amended by designating the existing language as subsection (a) and adding the following new subsection:

(b) In enforcing the provisions of this part, the commissioner shall audit the proof of purchase or refund applications and apply the credit or refund to all ethyl alcohol used for gasohol by holders of unrevoked Class A or Class B permits. The commissioner, further, shall endeavor to administer this part in the most cost-efficient manner.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Bragg moved that Senate Bill No. 2316, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	90
Noes.	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton; Mr. Speaker Murray -- 90.

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Representatives voting no were: Cross, Davis (Knox), May, Peroulas -- 4.

A motion to reconsider was tabled.

House Bill No. 2003 -- Health -- Redefines "home health service". Amends TCA 68-11-201.

On motion, House Bill No. 2003 was made to conform with Senate Bill No. 1675.

On motion, **Senate Bill No. 1675**, on same subject, was substituted for House Bill No. 2003.

Rep. Wheeler moved passage of Senate Bill No. 1675 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 2217 -- Insurance Companies, Agents, Brokers -- Authorizes banks to negotiate annuities, title insurance, accident and health insurance and certain vehicle insurance. Amends TCA, Title 56.

On motion, House Bill No. 2217 was made to conform with Senate Bill No. 2144.

On motion, **Senate Bill No. 2144**, on same subject, was substituted for House Bill No. 2217.

Rep. Wheeler moved passage of Senate Bill No. 2144 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes.....	6
Present and not voting.....	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 90.

Representatives voting no were: Long, Nance, Phillips, Ridgeway, West, Winningham -- 6.

Representative present and not voting was: Holcomb -- 1.

A motion to reconsider was tabled.

Senate Bill No. 0038 -- Collierville -- Enacts new charter for Collierville. Repeals Ch. 217, Acts of 1903, as amended.

Further consideration of Senate Bill No. 38, previously considered on February 4, 1987, substituted for House Bill No. 28; at which time Amendment No. 2 was adopted, then on motion of the sponsor, Senate Bill No. 38 was rereferred to the Calendar and Rules Committee.

Rep. R. Jones moved to reconsider our action on Amendment No. 2, which motion prevailed. And further moved to withdraw Amendment No. 2, which motion prevailed.

Rep. Moore (Shelby) moved passage of Senate Bill No. 38 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

***House Bill No. 1026** -- Professions, Businesses and Trades -- Defines "construction design professional" and limits liability of same. Amends TCA, Title 50, Ch. 6.

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On motion, House Bill No. 1026 was made to conform with Senate Bill No. 1136.

On motion, **Senate Bill No. 1136**, on same subject, was substituted for House Bill No. 1026.

Rep. Wheeler moved passage of Senate Bill No. 1136 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representative present and not voting was: Dixon -- 1.

A motion to reconsider was tabled.

***House Bill No. 1521** -- Education -- Limits LEA budgets as to date that ends fiscal year. Amends TCA 49-3-316.

On motion, House Bill No. 1521 was made to conform with Senate Bill No. 1782.

On motion, **Senate Bill No. 1782**, on same subject, was substituted for House Bill No. 1521.

Rep. Rhinehart moved passage of Senate Bill No. 1782 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	91
Noes.....	6

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, Kisber, Lawson, Long, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Starnes, Swann, Tankersley,

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Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Buck, Crain, Holcomb, Montgomery, Stafford, Stallings -- 6.

A motion to reconsider was tabled.

***House Joint Resolution 0458 -- Drug Rehabilitation --** Calls upon federal, state and local agencies to strengthen youth drug and alcohol programs.

Rep. R. Jones moved that House Joint Resolution No. 458 be adopted, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***Senate Bill No. 1556 -- Alcoholic Beverages --** Permits alcoholic beverage sales during brunches and buffets on Sunday. Amends TCA 57-4-203.

Further consideration of Senate Bill No. 1556, previously considered on April 11, 1988, at which time it was substituted for House Bill No. 1857. It failed to receive a constitutional majority and was re-referred to Calendar and Rules.

Rep. Cross moved the previous question, which motion prevailed.

Thereupon, Rep. King moved passage on Senate Bill No. 1556, on third and final consideration, which motion failed by the following vote:

Ayes.	11
Noes.	82
Present and not voting.	2

Representatives voting aye were: Chiles, Clark, Ellis, Frensley, Gaia, Jared, Kernell, King, Pruitt, Turner, L. (Shelby), Mr. Speaker Murray -- 11.

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Representatives voting no were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton -- 82.

Representatives present and not voting were: Cain, Garrett -- 2.

Pursuant to **Rule No. 63**, Rep. Nance moved that Senate Bill No. 1556, having received a constitutional majority in the negative, be rejected, which motion was later withdrawn.

Pursuant to **Rule No. 39**, Senate Bill No. 1556, having failed to receive a constitutional majority, is referred to the Committee on Calendar and Rules.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 849 out of order, which motion prevailed.

House Joint Resolution 0849 -- Memorials -- Honors Representative Lynn Lawson. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 850 out of order, which motion prevailed.

House Joint Resolution 0850 -- Memorials, Recognition and Thanks -- Honors Representative Ruth Montgomery for service in House; wishes her well in campaign for Senate. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 851 out of order, which motion prevailed.

House Joint Resolution 0851 -- Memorials, Recognition and Thanks -- Honors Joe May for meritorious service to General Assembly. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.....	98
Noes.....	0

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 852 out of order, which motion prevailed.

House Joint Resolution 0852 -- Memorials, Recognition and Thanks -- Honors Representative Cliff Frensley on service as member of General Assembly. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 853 out of order, which motion prevailed.

House Joint Resolution 0853 -- Memorials, Recognition and Thanks -- Honors Representative Arthur M. Swann for service to General Assembly. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odum, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 854 out of order, which motion prevailed.

House Joint Resolution 0854 -- Memorials, Recognition and Thanks -- Honors Representative Dan Tankersley on service as member to General Assembly. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Scruggs moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 858 out of order, which motion prevailed.

House Joint Resolution 0858 -- Memorials, Recognition and Thanks -- Honors Representative M.F. "Benny" Stafford for service to General Assembly. by *Scruggs.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Scruggs, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Bragg moved that the rules be suspended for the purpose of introducing House Resolution No. 0163 out of order, which motion prevailed.

House Resolution No. 0163 -- Naming and Designating -- Redesignates certain information signs. by Bragg.

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On motion, the rules were suspended for the immediate consideration of the resolution.

On motion Rep. Bragg withdrew House Joint Resolution No. 163, without objection.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 495 and 2221; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0495 -- Hamilton County -- Revises audit requirements of hotel/motel tax. Amends Ch. 905, Pu. Acts 1980, as amended.

***Senate Bill No. 2221** -- Bond Issues -- Authorizes \$25 million bond issue for golf courses at Natchez Trace, Chickasaw, Reelfoot and Rock Island state parks.

REGULAR CALENDAR, CONTINUED

House Bill No. 2530 -- Hamilton County -- Revises procedure for who shall appoint certain members to Erlanger Medical Authority board. Amends Chapter 297, Private Acts of 1976, as amended.

On motion, House Bill No. 2530 was made to conform with Senate Bill No. 2509.

On motion, **Senate Bill No. 2509**, on same subject, was substituted for House Bill No. 2530.

Rep. Robinson (Hamilton) moved passage of Senate Bill No. 2509 on third and final consideration, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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House Bill No. 1749 -- Hamilton County -- Revises audit requirements of hotel/motel tax. Amends Ch. 905, Public Acts 1980, as amended.

On motion, House Bill No. 1749 was made to conform with Senate Bill No. 495.

On motion, **Senate Bill No. 495**, on same subject, was substituted for House Bill No. 1749.

Rep. Starnes moved that Senate Bill No. 495 be passed on third and final consideration.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 495 by deleting from the amendatory language of Section 2, designated therein as Section 10(d)(3), the words, figures, and symbols "two million five hundred thousand dollars (\$2,500,000) to fund capital projects" and by substituting instead the words, figures and symbols "two million five hundred thousand dollars (\$2,500,000) to fund riverfront projects".

AND FURTHER AMEND by deleting Section 2(e) and by substituting instead the following:

(e) The county legislative body shall appropriate annually at least eight hundred thousand dollars (\$800,000) from the revenues of this act for the purpose of promoting tourism. This appropriation may be appropriated by the county to the Chattanooga Convention and Visitors Bureau or to a similar agency performing the promotional purposes now performed by the Chattanooga Convention and Visitors Bureau.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Starnes moved that Senate Bill No. 495, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Davis (Gibson) moved that the rules be suspended for the purpose of introducing Senate Joint Resolution 443 out of order, which motion prevailed.

Senate Joint Resolution 0443 -- General Assembly, Studies -- Creates special joint committee to review UT Agricultural Extension Service.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Davis (Gibson), the resolution was concurred in by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

House Bill No. 2533 -- School Districts -- Transfers revenues of Dyer Special School District to Gibson County Special School District; transfers property to City of Dyer for school purposes; terminates district school property tax in 1988. Amends Chapter 852, Private Acts of 1937, as amended.

Rep. Davis (Gibson) moved that House Bill No. 2533 be passed on third and final consideration.

Rep. Davis (Gibson) moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2533 by deleting Section 2 in its entirety and substituting instead the following new Section 2:

SECTION 2. Funds which have been collected by the Gibson County Trustee for the Dyer Special School District shall be transferred to the Gibson County Special School District for use at the Dyer High School. Any funds

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derived from taxes levied prior to 1988 and collected by the county trustee shall be used by the Gibson County Special School District for the use at the Dyer Junior High School.

All real property of the Dyer Special School District shall be transferred to the City of Dyer to be used for school purposes until such property is abandoned by appropriate school operating authorities. All personal property of the Dyer Special School District shall be transferred to the Gibson County Special School District for use at the Dyer Junior High School.

The levy of the tax on real property levied pursuant to Chapter 852 of the Private Acts of 1937, as amended, shall cease on the effective date of this act. All taxes, levied before the effective date of this act and unpaid, shall be collected as provided by law and used by the Gibson County Special School District for the Dyer Junior High School.

The last elected trustees of the Dyer Special School District, being J. R. Reed, Ellen Pratt, Walton Thompson, Lou Alice Halford, and Larry Paschall, are authorized and shall execute all appropriate documents necessary to effectuate the purposes of this act.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Davis (Gibson) moved that House Bill No. 2533, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

***Senate Joint Resolution 0399 -- Memorials, Government Officials -- Urges Department of Mental Health and Mental Retardation to utilize Camp Discovery for placement of certain clients.**

Rep. Winningham moved that Senate Joint Resolution No. 399 be concurred in, which motion prevailed by the following vote:

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Ayes. 93
Noes. 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Coffey, Collier, Crain, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

House Bill No. 1242 -- Lewis County -- Levies litigation tax for courthouse maintenance and improvements.

On motion, House Bill No. 1242 was made to conform with Senate Bill No. 1243.

On motion, **Senate Bill No. 1243**, on same subject, was substituted for House Bill No. 1242.

Rep. Moore (Lawrence) moved that Senate Bill No. 1243 be passed on third and final consideration.

Rep. Moore (Lawrence) moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1243 by deleting from Section 8 the date "October 1, 1987" and substituting instead the date "October 1, 1988".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Moore (Lawrence) moved that Senate Bill No. 1243, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. 94
Noes. 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R.

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(Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 2527 -- School Districts -- Sets property tax rate for Trenton Special School District. Amends Chapter 144, Private Acts of 1975, as amended.

Rep. Davis (Gibson) moved to withdraw House Bill No. 2527, which motion prevailed.

House Bill No. 2207 -- Aged Persons -- Expands certain pilot projects to reimburse certain residential homes for aged. Amends TCA 12-4-320.

On motion, House Bill No. 2207 was made to conform with Senate Bill No. 2290.

On motion, **Senate Bill No. 2290**, on same subject, was substituted for House Bill No. 2207.

Rep. Curlee moved passage of Senate Bill No. 2290 on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 2313 -- Litter Control -- Enacts "Litter Prevention and Control Law". Amends TCA, Titles 4, 39, 54, 57, 67.

Rep. Ivy moved that House Bill No. 2313 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2313 by deleting the words and figures "thirty-two (32)" in the second sentence of subsection (a) of the first amendatory section in the original Section 2 and by substituting instead the words and figures "eight (8)".

AND FURTHER AMEND by deleting the third amendatory section in the original Section 2 in its entirety.

AND FURTHER AMEND by deleting the original Section 3 in its entirety and by renumbering subsequent sections accordingly.

AND FURTHER AMEND by inserting the words "second or subsequent" immediately preceding the word "violation" in the amendatory language in the original Section 5.

AND FURTHER AMEND by deleting the original Section 6 in its entirety and by redesignating the subsequent section accordingly.

AND FURTHER AMEND by adding the following amendatory section at the end of the original Section 2:

Section _____. The special unit created by this act shall encourage the citizens of this state to cooperate with the department in preventing and controlling violations of The Litter Control Act of 1971. Such unit shall develop programs to accomplish such cooperation, including, but not limited to, "litter watch" programs.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Ivy moved that House Bill No. 2313, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

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***House Bill No. 0779 -- Taxes, Sales --** Exempts sales of motor vehicles to certain members of the armed forces from the sales tax. Amends TCA 67-6-303.

On motion, House Bill No. 779 was made to conform with Senate Bill No. 967.

On motion, **Senate Bill No. 967**, on same subject, was substituted for House Bill No. 779.

Rep. Byrd moved that Senate Bill No. 967 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 967 by deleting Sections 1, 2, and 3 thereof and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67,6,303, is amended by designating the current language as subsection (a) and by adding as subsection (b) the following:

(b) Sales of motor vehicles to such nonresident members of a uniformed service who are stationed under orders from their branch of service at a naval air station located entirely within this state shall also be exempt under the same conditions and limitations as set out in (a).

SECTION 2. This act shall take effect July 1, 1988, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Byrd moved that Senate Bill No. 967, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

* Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Duer, Ellis, Frenslay, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representative present and not voting was: Dixon -- 1.

A motion to reconsider was tabled.

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BILL RECALLED

Pursuant to **Rule No. 54**, Rep. Clark moved that the Clerk request the return of Senate Bill No. 917 from the Senate, which motion prevailed.

***Senate Bill No. 0917 -- Alcoholic Offenses --** Allows persons convicted of DUI to undergo inpatient drug or alcohol treatment instead of incarceration under certain circumstances. Amends TCA, Title 55, Ch. 10, Pt. 4.

REGULAR CALENDAR, CONTINUED

***House Bill No. 552 -- Unclaimed Property --** Requires law enforcement agencies to place permanent identification of certain items before public sale. Amends TCA 39-3-941.

On motion, House Bill No. 552 was made to conform with Senate Bill No. 203.

On motion, **Senate Bill No. 203**, on same subject, was substituted for House Bill No. 552.

Rep. Kernell moved that Senate Bill No. 203 be passed on third and final consideration.

Rep. Buck moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 203 by adding the following to the end of the amendatory language of Section 1:

Provided, however, law enforcement agencies shall not assign and affix a permanent serial number to an unclaimed item unless such item does not have a legible serial number or unless the serial number has been altered, is not the item's original number or is otherwise not a valid number.

On motion, Amendment No. 1 was adopted.

Rep. Kernell moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 203 by deleting the word "shall" in the first and third lines of amendatory subsection (d) of Section 1 in the printed bill and by substituting instead the word "may".

AND FURTHER AMEND by deleting the word "permanent" in the second line of amendatory subsection (d) of Section 1 in the printed bill.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Kernell moved that Senate Bill No. 203, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes.....	95
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

House Bill No. 0424 -- Education, Dept. of -- Enacts the "Model College Access and Adult Literacy Program".

Rep. Drew moved to withdraw House Bill No. 424 from the House, which motion prevailed.

***House Joint Resolution 0767 -- Naming and Designating -- Designates "Norris Bridge" on I-181 over Dry Creek.**

Rep. Whitson moved that House Joint Resolution No. 767 be adopted, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***House Joint Resolution 0647 -- Naming and Designating -- Designates certain bridge on SR 78 in Lake and Obion counties as "James Harold Smith Memorial Bridge".**

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Rep. Tanner moved that House Joint Resolution No. 647 be adopted, which motion prevailed by the following vote:

Ayes.....	94
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

***House Resolution No. 0109 -- General Assembly, Studies -- Creates committee to study odometer tampering.**

Rep. Ridgeway moved that House Resolution No. 109 be adopted.

Rep. DeBerry moved to amend as follows:

Amendment No. 1

Amend House Resolution No. 109 by deleting from the final resolving clause the date "January 15, 1989," and by substituting instead the date "February 1, 1989,".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Ridgeway moved that House Resolution No. 109, as amended be adopted, which motion prevailed by the following vote:

Ayes.....	98
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner,

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C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

House Joint Resolution 0661 -- General Assembly, Studies -- Creates a joint committee to study the need for a sports authority in Tennessee.

Rep. C. Turner (Shelby) moved that House Joint Resolution No. 661 be adopted.

Rep. DeBerry moved to amend as follows:

Amendment No. 1

Amend House Joint Resolution No. 661 by deleting from the first resolving clause the words, figures and punctuation "three (3) members of the House of Representatives and three (3) members of the Senate", and by substituting instead the words, figures and punctuation "six (6) members of the House of Representatives and six (6) members of the Senate".

AND FURTHER AMEND by deleting from the final resolving clause the date "April 1, 1989", and by substituting instead the date "February 1, 1989,".

On motion, Amendment No. 1 was adopted.

Thereupon Rep. Turner, C. (Shelby), move that House Joint Resolution No. 661, as amended, be adopted, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Lowe, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***House Joint Resolution 0460** -- Memorials, Government Officials -- Directs Department of Correction to change name of Fort Pillow State Prison within a period of five years.

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Rep. Crain moved that House Joint Resolution No. 460 be re-referred to the Calendar and Rules Committee, which motion prevailed.

***House Bill No. 2107 -- School Transportation --** Requires boards of education to provide buses for children living beyond certain distance from school. Amends TCA 49-6-2101.

Rep. Moore (Lawrence) moved that House Bill No. 2107 be passed on third and final consideration.

Rep. Davidson moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2107 by deleting SECTION 1 in its entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-6-2101, is amended by adding the following to the end of subsection (a):

Provided, however, boards of education that provided school transportation services during the 1987-88 school year must continue to provide such school transportation services on the same basis.

On motion, Amendment No. 1 was adopted.

Rep. Davidson moved to amend as follows:

Amendment No. 2

Amend House Bill 2107 by adding the following new section immediately preceding the effective date section and by renumbering the effective date section accordingly:

Section __. The provisions of this act shall apply only in counties having a population of not less than thirty-four thousand and seventy-five (34,075) nor more than thirty-four thousand one hundred and seventy-five (34,175) according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 2 was adopted.

Rep. Davidson moved that the House, reconsider its action on Amendment No. 1, which motion prevailed, and further moved to withdraw Amendment No. 1, which motion prevailed.

Rep. Moore (Lawrence) moved that House Bill No. 2107, as amended, be reset on the Calendar for Friday, April 29, 1988, under Unfinished Business, which motion prevailed.

***Senate Joint Resolution 0122 -- General Assembly, Studies --** Creates special joint committee on AIDS related issues.

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Rep. Starnes moved that Senate Joint Resolution No. 122 be concurred in.

Rep. Starnes moved to amend as follows:

Amendment No. 1

Amend Senate Joint Resolution No. 122 by deleting from the last resolving clause the word and numbers February 1, 1988 and substituting in lieu the word and numbers February 1, 1989.

On motion, Amendment No. 1 was adopted.

Rep. Starnes moved that Senate Joint Resolution No. 122 be concurred in, as amended, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***Senate Joint Resolution 0366 -- General Assembly, Studies --** Continues special joint committee created by SJR 161 to examine mental health service delivery systems.

- Rep. Starnes moved that Senate Joint Resolution No. 366 be concurred in.

Rep. DeBerry moved to amend as follows:

Amendment No. 1

Amend Senate Joint Resolution No. 366 by inserting the following clauses after the fourth preamble clause:

WHEREAS, additional concerns have come to the attention of the committee of the special needs of the chemically dependent people of this state; and

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WHEREAS, it is imperative that the general assembly act to assure that the special needs of these citizens and their families are adequately addressed; and

WHEREAS, it is fitting that this assembly utilize the expertise of this committee in making a careful review of the services currently being provided to our chemically dependent citizens and to determine the necessity for enhancement of existing services and for the addition of new services; and

WHEREAS, it is appropriate for us to expand the scope of the special joint committee created by senate joint resolution 161 for such purposes as we recognize that chemical dependency affects the mental health of our citizens; and

AND FURTHER AMEND by inserting the following clauses after the second resolving clause:

BE IT FURTHER RESOLVED, That the special joint committee shall review the following in its expanded study of the special needs of the chemically dependent people of this state:

- (a) the state's delivery system for provision of alcohol and drug abuse prevention and treatment services, both residential and non-residential;
- (b) the use of outcome evaluation and reasonable rates for services;
- (c) the alcohol and drug services delivered by mental health centers;
- (d) the availability and accessibility of alcohol and drug services to indigent abusers and their families;
- (e) medicaid and medicaid-under-21 support of alcohol and drug treatment;
- (f) the coordination of services on a regional basis;
- (g) the overall alcohol and drug abuse treatment delivery system, public and private, in Tennessee; and
- (h) related services supported by the state through the various agencies of state government.

BE IT FURTHER RESOLVED, That, upon request of the committee, the department of mental health and mental retardation, the department of correction, the department of education, the department of safety, and the department of health and environment shall provide the committee with informational services and technical assistance, and that a copy of this resolution be delivered to the commissioners of such departments.

On motion, Amendment No. 1 was adopted.

Rep. Starnes moved that Senate Joint Resolution No. 366 be concurred in, as amended, which motion prevailed by the following vote:

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Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***Senate Bill No. 1079** -- General Assembly -- Increases salaries of members of General Assembly, effective November 8, 1988. Amends TCA, Title 3, Ch. 1.

Further consideration of Senate Bill No. 1079, previously considered on May 6, 1987, at which time, it was substituted for House Bill No. 1180, amended, and, having failed to receive a constitutional majority, Senate Bill No. 1079 was re-referred to the Calendar and Rules Committee.

Rep. King moved passage of Senate Bill No. 1079 on third and final consideration.

Rep. Bragg moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed. And further moved to withdraw Amendment No. 1, which motion prevailed.

Thereupon, Rep. King moved that House Bill No. 1079 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	53
Noes.	39
Present and not voting.	3

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Chiles, Clark, Coffey, Collier, Cross, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Good, Hassell, Hawkins, Hobbs, Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, May, Miller, Moody, Moore (Lawrence), Naifeh, Phillips, Robinson (Hamilton), Scruggs, Shirley, Stafford, Tankersley, Tanner, Turner, L. (Shelby), Ussery, Wheeler, Whitson, Wix, Yelton, Mr. Speaker Murray -- 53.

Representatives voting no were: Bragg, Bushing, Byrd, Cain, Copeland, Crain, Curlee, Davidson, Davis (Knox), Gaia, Garrett, Harrill, Henry, Herron, Hillis, Holcomb, Holt, Hurley, Jackson, Love, McAfee, Montgomery, Nance, Napier, Odom,

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Peroulas, Purcell, Rhinehart, Ridgeway, Robinson (Washington), Stallings, Turner (Hamilton), Turner, C. (Shelby), Webb, West, Williams, Winningham, Wolfe, Wood -- 39.

Representatives present and not voting were: Head, Pruitt, Robinson (Davidson) -- 3.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to **House Rule No. 31**, I wish to express a desire to change my original stand from aye to no on Senate Bill No. 1079 and have this statement entered in the Journal.

Rep. Ralph Yelton

REGULAR CALENDAR, CONTINUED

***House Bill No. 2324** -- Taxes, Income -- Creates new exemption from state income tax for interest income to mortgagee from mortgage on real estate. Amends TCA 62-2-104.

Rep. Bragg moved that House Bill No. 2324 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend House Bill No. 2324 by substituting language for Sections 1 and 2 thereof as follows:

SECTION 1. Tennessee Code Annotated, Section 67-2-104 is amended by adding a new subsection as follows:

() Interest income to a beneficiary under a wrap-around deed of trust shall be reduced by the amount of interest income paid by the beneficiary on prior liens incorporated into the wrap-around deed of trust.

SECTION 2. This act shall be effective upon becoming law, the public welfare requiring it. The provisions of Section 1 of this act shall be applicable only to wrap-around deeds of trust executed after July 2, 1979 and before July 4, 1979 in amounts no less than one million one hundred thousand dollars (1,100,000) and no more than one million five hundred thousand dollars (1,500,000). The provisions of Section 1 of this act shall only apply to interest income earned and paid pursuant to such wrap-around deeds of trust during any taxpayers tax year beginning on or after January 1, 1985 and ending on or before December 31, 1988. The provisions of Section 1 of this act shall be repealed on January 1, 1989.

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On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Bragg moved that House Bill No. 2324, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	2
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Usery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representatives voting no were: Herron, Nance -- 2.

Representative present and not voting was: Dixon -- 1.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 2505 and 2553, both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 2505 -- Traffic Safety -- Enacts "All-Terrain Vehicle Act". Amends TCA, Title 55.

* **Senate Bill No. 2553** -- Anderson County -- Urges county legislative body to call election to abolish office of county superintendent of public instruction. Repeals Chapter 23, Private Acts if 1981.

REGULAR CALENDAR, CONTINUED

* **House Resolution No. 0133** -- General Assembly, Studies -- Creates special study committee to study quality of motor fuel.

Rep. Jared moved that House Resolution No. 133 be adopted, which motion prevailed by the following vote:

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Ayes.	99
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

*House Bill No. 2127 -- Employees, Employers -- Requires certain employees to contact Department of Labor under certain circumstances involving mass layoffs and plant closings. Amends TCA, Title 50, Ch. 1.

Rep. Wood moved that House Bill No. 2127 be passed on third and final consideration.

Ayes.	87
Noes.	6
Present and not voting.	3

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Napier, Odom, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 87.

Representatives voting no were: Chiles, Copeland, Davis (Knox), May, Peroulas, Scruggs -- 6.

Representatives present and not voting were: Bewley, Holcomb, Rhinehart -- 3.

A motion to reconsider was tabled.

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House Bill No. 2280 -- General Assembly -- Increase home office allowance of members of General Assembly. Amends TCA 3-1-106.

Rep. King moved that House Bill No. 2280 be re-referred to the Calendar and Rules Committee, which motion prevailed.

House Bill No. 1709 -- County Government -- Revises maximum compensation for certain county officials in certain counties. Amends TCA 8-24-102.

On motion, House Bill No. 1709 was made to conform with Senate Bill No. 1756.

On motion, Senate Bill No. 1756, on same subject, was substituted for House Bill No. 1709.

Rep. Wheeler moved that Senate Bill No. 1756 be passed on third and final consideration.

Rep. Bivens moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1756 by deleting the following:

"sixty-seven thousand, four hundred (67,400) nor less than sixty-seven thousand, three hundred (67,300)" and substituting instead the following:

sixty-five thousand (65,000) nor less than seventy-four thousand, five hundred (74,500)

AND FURTHER AMEND by deleting the following language in Section 1:

"census" and substituting instead the following:

the maximum compensation for county officers and clerks of courts shall be the same as county officers and clerks of courts in subclass A under Tennessee Code Annotated, Section 8-24-102(a)(3)(A).

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Wheeler moved that Senate Bill No. 1756, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes.....	0
Present and not voting.....	1

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Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representative present and not voting was: Frensey -- 1.

A motion to reconsider was tabled.

House Bill No. 2402 -- Custody and Support -- Clarifies relationship between state employed attorney and petitioner in child support proceedings. Amends TCA 36-5-211, 36-5-309, 71-3-124, 125.

On motion, House Bill No. 2402 was made to conform with Senate Bill No. 1869.

On motion, **Senate Bill No. 1869**, on same subject, was substituted for House Bill No. 2402.

Rep. Wheeler moved passage of Senate Bill No. 1869 on third and final consideration, which motion prevailed by the following vote:

Ayes.	87
Noes.	4
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 87.

Representatives voting no were: Clark, Long, Purcell, West -- 4.

Representative present and not voting was: Herron -- 1.

A motion to reconsider was tabled.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 518, 537 and 538; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0518 -- Memorials, Recognition and Thanks -- Honors Senator Carl R. Moore for service to General Assembly.

Senate Joint Resolution 0537 -- Memorials, Public Service -- Honors Sheila Smith on service as Director of Marion County Drug Program.

Senate Joint Resolution 0538 -- Memorials -- Honors Linda Hooper for her contributions to education.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 534 and 536; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0534 -- Naming and Designating -- Names National Guard Armory in Millington in honor of Colonel Paul R. Summers.

Senate Joint Resolution 0536 -- Memorials, Professional Achievement -- Honors Mrs. James Beaty on development of Economic Education Program.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 539; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0539 -- Memorials, Government Officials -- Requests Postmaster General and Citizens Stamp Advisory Committee to issue stamp in honor of Elvis Presley.

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REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to House Rule No. 31, I wish to express a desire to change my original stand from aye to no on House Bill No. 2127 and have this statement entered in the Journal.

Rep. James Henry

House Bill No. 2339 -- Teenage Pregnancy -- Mandates family life instruction in counties with high rates of teenage pregnancy. Amends TCA, Title 49.

**REPORT OF THE CONFERENCE COMMITTEE ON
HOUSE BILL NO. 2339**

Amend Senate Bill 2409 / House Bill 2339 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 1, Part 1, is amended by adding the following language as a new, appropriately designated section:

(a)(1) Prior to the 1990-1991 school year, the state board of education shall develop a complete plan of family life instruction suitable for implementation by any local education agency which has not locally devised, adopted, and implemented a program of family life instruction in conformance with the curriculum guidelines established for such programs by the state board. The plan shall include all procedures and policies necessary for local implementation, administration, evaluation, and supervision of family life instruction. The plan shall emphasize abstinence from sexual relations outside marriage, the right and responsibility of a person to refuse to engage in such relations, basic moral values, as well as the obligations and consequences which arise from intimacy. In developing such plan, the state board shall consider such programs and materials as "Sex Respect," "Teen-Aid," and the "3-R Project" of the South Carolina departments of education and health. The plan shall require the local education agency to encourage and maintain the highest level of parental and community support for family life instruction in the home, in church, and at school. The plan shall include procedures and policies whereby the local education agency may utilize the services of qualified health care professionals and social workers to assist in family life instruction; however, the plan shall preclude any individual from servicing as a family life instructor unless such individual is found by the local education agency to be upright of character and of good public standing.

(2) Prior to implementing the plan, the local education agency shall conduct at least one public hearing at which time the plan of family life instruction shall be explained and at which time members of the public shall have the opportunity to speak and express their opinions and concerns. Additionally, the plan shall require the local education agency to periodically conduct thereafter, but not less frequently than once each September, public meetings for parents to confer with family life

instructors, to review resource materials and course content, and to offer comments and suggestions. Furthermore, after implementation of the plan, upon request of the local education agency or upon petition by fifty (50) or more parents of children enrolled within the local education agency, the department of education shall audit the local education agency for the purpose of evaluating the quality and effectiveness of the plan of family life instruction, as administered by the local education agency, and for the purpose of recommending methods whereby the local education agency may improve such quality and effectiveness and/or foster a higher level of parental and community support for family life instruction.

(b) If data maintained by the Tennessee Department of Health and Environment, state center for health statistics indicate that pregnancy rates in any county during the 1989 calendar year, or during any subsequent year, exceed 19.5 pregnancies per 1,000 females aged ten (10) through seventeen (17), then every local education agency within such county shall locally devise, adopt, and implement a program of family life instruction in conformance with the curriculum guidelines established for such programs by the state board of education. In locally devising such program of family life instruction, the local education agency shall define the circumstances under which parents or guardians may request in writing for their child to be excused from any sensitive portions of such instruction. The locally devised and adopted program of family life instruction shall be implemented during each of the succeeding five (5) school years following release of such data. If, at any time during such (5) year period, any local education agency within the county fails to implement a locally devised and adopted program of family life instruction in conformance with the curriculum guidelines established for such programs by the state board of education, then such local education agency shall implement the plan of family life instruction developed by the state board pursuant to subsection (a) of this act and shall fully participate in the program of technical support and assistance established pursuant to the provisions of Tennessee Code Annotated, Section 49-1-205.

Notwithstanding the provisions of any law to the contrary, failure to comply with the provisions of this subsection shall subject the local education agency to a withholding of state funds by the commissioner of the state department of education.

SECTION 2. On or before December 31, 1996, the division of state audit within the office of the comptroller of the treasury shall; acting in consultation with the state board of education, the department of education, the Tennessee Commission on Children and Youth, and the Department of Health and Environment; submit a written report to the governor and to the general assembly evaluating the effectiveness of family life instruction as an educational resource for teaching Tennessee children and youth the critical importance of responsible decision making and for preventing teenage pregnancy.

SECTION 3. This act shall take effect on July 1, 1988, the public welfare requiring it.

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Respectfully submitted this the 28th day of April, 1988.

FOR THE SENATE:

Sen. John N. Ford
Sen. Anna Belle O'Brien
Sen. Leonard C. Dunavant
Sen. J.B. Shockley

FOR THE HOUSE:

Rep. Lois M. DeBerry
Rep. Karen R. Williams
Rep. Steve D. Bivens
Rep. Bobby G. Wood

Rep. DeBerry moved that the Conference Committee Report on House Bill No. 2339 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Dixon moved that the rules be suspended for the purpose of introducing Senate Joint Resolution 365 out of order, which motion prevailed.

***Senate Joint Resolution 0365 -- General Assembly, Studies --** States the findings and recommendations of the special joint study committee on mental health services delivery systems.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Dixon, the resolution was concurred in by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**MOTION
SUPPLEMENTAL CONSENT CALENDAR**

Rep. Phillips moved that House Resolutions Nos. 162 and 164, House Joint Resolutions Nos. 857 and 859, and Senate Joint Resolutions Nos. 518, 536, 537 and 538 be introduced and placed on the Supplemental Consent Calendar, which motion prevailed.

House Resolution No. 162 -- Memorials -- Honors Laquita Denise Jones and makes her honorary citizen of 98th District. by *Jones, U., *Dixon, *Lawson.

House Resolution No. 164 -- Memorials, Personal Achievement -- Honors Philip DeWayne Burnette for academic success on being finalist in science fair. by *Ridgeway, *Collier, *Head.

House Joint Resolution No. 857 -- Memorials, Congratulations -- Congratulates Mr. and Mrs. William Grieve on 50th anniversary. *by Wheeler

House Joint Resolution No. 859 -- Memorials, Condolence -- Honors memory of Gladys Hazel Majors Bolden of Memphis. by *DeBerry

Senate Joint Resolution No. 518 -- Memorials, Recognition and Thanks -- Honors Senator Carl R. Moore for service to General Assembly.

Senate Joint Resolution No. 536 -- Memorials, Professional Achievement -- Honors Mrs. James Beaty on development of Economic Education Program.

Senate Joint Resolution No. 537 -- Memorials, Public Service -- Honors Shelia Smith on service as Director of Marion County Drug Program.

Senate Joint Resolution No. 538 -- Memorials -- Honors Linda Hooper for her contributions to education.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. 99
Noes. 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 0075 -- Tort Liability --** Clarifies what duty of care is owed by owner of land subject to certain conservation or public use easements. Amends TCA, Title 11, Chapter 10.

Senate Amendment No. 1

Amend House Bill No. 75 by deleting Sections 1, 2 and 3 in their entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 11, Chapter 10, is amended by adding the following as a new section:

(a) An owner of any land, which is subject to a conservation easement, whether such easement contains or does not contain a public use clause, granted to or acquired and held by the state or any agency thereof, or any county or municipality or agency thereof, or an owner of any land, which is subject to a public use easement, granted to or acquired and held by the state or any agency thereof, owes no duty of care to keep that land safe for entry or use by others or to give warning to any person entering or going upon such land of any dangerous or hazardous conditions, uses, structures or activities thereon.

(b) An owner of land which is subject to a conservation easement, whether such easement contains or does not contain a public use clause, granted to or acquired and held by the state or any agency thereof, or any county or municipality or agency thereof, or an owner of land which is subject to a public use easement granted to or acquired and held by the state or any agency thereof, shall not, by granting such easement:

(1) Warrant by implication that the real property included in the easement is safe for any purpose;

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(2) Confer upon any person the legal status of an invitee or licensee to whom a duty of care is owed; or

(3) Assume responsibility for or incur liability for any injury to any person or property caused by an act or omission of any person who enters upon the land subject to such easement.

(c) The provisions of this section apply whether the person entering upon the land subject to such easement is an invitee, licensee, trespasser or otherwise.

SECTION 2. The provisions of this act shall apply only to any county upon adoption by at least two-thirds (2/3's) vote of the county legislative body. The approval or nonapproval shall be proclaimed by the chairman of the county legislative body and certified by him to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provision of this act, it shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 2.

Rep. Wood moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

***House Bill No. 0347 -- Taxes, Sales --** Exempts certain fuels used by nurserymen from sales and use tax. Amends TCA, Title 67, Ch. 6.

Senate Amendment No. 1

Amend House Bill 347 by deleting from the amendatory language of Section 1(b) the words and punctuation "wood by-products, which is used in the production of nursery and greenhouse crops." and by substituting instead the following:

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wood by-products, or fuel oil, which are used as energy fuel in the production of nursery and greenhouse crops.

Rep. Yelton moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	95
Noes.	1
Present and not voting.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

Representative voting no was: Moody -- 1.

Representative present and not voting was: Herron -- 1.

A motion to reconsider was tabled.

***House Bill No. 1332** -- Motor Vehicles, Titling and Registration -- Annualizes fee for reflectorized license plates. Amends TCA, Title 55, Ch. 4.

Senate Amendment No. 2

Amend House Bill 1332 in Section 1 by deleting the words "the following" in the third line and substituting instead the following:

a new subdivision (f)(3), as follows

Rep. Rhinehart moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes.	71
Noes.	20

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Clark, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensley, Gaia, Garrett, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby),

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Kernell, King, Kisber, Lawson, Love, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Odom, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, Wheeler, Whitson, Winningham, Yelton, Mr. Speaker Murray -- 71.

Representatives voting no were: Bewley, Chiles, Davis (Knox), Drew, Duer, Harrill, Henry, Holcomb, Kent, Long, May, Moody, Peroulas, Phillips, Scruggs, Stallings, West, Williams, Wolfe, Wood -- 20.

A motion to reconsider was tabled.

House Bill No. 1450 -- Credit, Consumer -- Amends Consumer Protection Act to include consumer credit transactions. Amends TCA, Title 47, Ch. 18.

Senate Amendment No. 4

Amend House Bill No. 1450 by deleting all of the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 47-18-103 (2), is amended by deleting the words "department of agriculture" and substituting the words "department of commerce and insurance".

SECTION 2. Tennessee Code Annotated, Section 47-18-108 (b), is amended by adding the following new subdivisions at the end of the subsection to be appropriately numbered:

() Assessing a penalty for the pre-payment or early payment of a fee or charge for services by license by a municipal governing body to provide services; provided however, that nothing in this subdivision shall be construed to prohibit a discount from being offered for service. This subdivision shall not apply to a utility or company whose billing statement reflects charges both for service previously rendered and in advance of services provided.

() Discriminating against any individual in violation of the Tennessee Equal Consumer Credit Act of 1974; provided, however, that this subdivision shall not apply to any creditor or credit card issuer regulated by the department of financial institutions. The consumer affairs division shall refer any complaint against such a creditor or credit card issuer involving the Equal Consumer Credit Act to the department of financial institutions for investigation and disposition.

SECTION 3. Tennessee Code Annotated, Section 47-18-109 (a), is amended by adding the following new subdivision at the end of the subsection to be appropriately numbered:

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() The provisions of this subsection shall not apply with respect to alleged violations of the Tennessee Equal Consumer Credit Act of 1974.

SECTION 4. Tennessee Code Annotated, Section 47-18-111 (a), is amended by deleting the text of subdivision (3) and substituting the following:

Credit terms of a transaction which may be otherwise subject to the provisions of this part, except insofar as the Tennessee Equal Consumer Credit Act of 1974 may be applicable.

SECTION 5. This act shall take effect on July 1, 1988, the public welfare requiring it.

Senate Amendment No. 1 to Senate Amendment No. 4

Amend House Bill 1540 by inserting between "any" and "individual" in the first line of the amendatory language of Section 2, the word "handicapped", and

Further amend by inserting the punctuation and words, ", " defined by Sections 55-21-102 (a) and 47-17-102 (b), Tennessee Code Annotated", between the word "individual" and "in " on the same line.

Rep. Purcell moved that the House concur in Senate Amendment No. 4, as amended, which motion prevailed by the following vote:

Ayes.....	99
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

House Bill No. 1551 -- Driver's Licenses -- Prohibits oral driver's license examinations for certain persons. Amends TCA 55-7-107.

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REPORT OF THE CONFERENCE COMMITTEE ON
HOUSE BILL NO. 1551

The House and Senate Conference committees appointed pursuant to motions to resolve differences between the two houses on Senate Bill No. 1577 / House Bill No. 1551 have met and recommended that:

That House Amendments No. 1 and No. 2 be concurred in and that the Senate recede from its action in adopting Senate Amendment No. 1.

Respectfully submitted this the 28th day of April, 1988.

FOR THE SENATE:

Sen. Bob Rochelle
Sen. Joe Nip McKnight
Sen. J.B. Shockley

FOR THE HOUSE:

Rep. Tommy Burnett
Rep. Dave Coffey
Rep. Jack Long

Rep. Long moved that the Conference Committee Report on House Bill No. 1551 be adopted and made the action of the House, which motion prevailed by the following vote:

Ayes.....	94
Noes.....	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton -- 94.

Representatives voting no were: Harrill, Holcomb, Moody -- 3.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to House Rule No. 31, I wish to express a desire to change my original stand from aye to no on House Bill No. 1332 and have this statement entered in the Journal.

Rep. Art Swann

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REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to **House Rule No. 31**, I wish to express a desire to change my original stand from aye to no on House Bill No. 1332 and have this statement entered in the Journal.

Rep. Ruth Montgomery

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 1638** -- Gas, Petroleum Products, Volatile Oils -- Prohibits below cost gasoline sales by dealer and creates penalties. Amends TCA, Title 47, Ch. 25, Pt. 6.

Rep. Kisber moved to concur in Senate Amendment No. 20 by the divisions adopted in Senate, which motion prevailed.

**Senate Amendment No. 20
Division I**

Amend House Bill No. 1638 by adding the following new section to be appropriately numbered:

SECTION __. Nothing contained within the provisions of this act shall be construed to regulate the price of petroleum distillates purchased from a producer or a distributor:

- (1) by a person solely for use in agricultural production activities on the farm of such person;
- (2) by an employer for the business use of his employees;
- (3) by any common carrier regulated by the public service commission;
- (4) by a person for industrial and commercial purposes which do not include the sale of petroleum distillates to the public; nor

Rep. Kisber moved that the House concur in Senate Amendment No. 20, Division I.

Rep. Ivy moved the previous question, which motion prevailed.

Thereupon, Rep. Kisber moved that the House concur in Senate Amendment No. 20, Division I, which motion prevailed by the following vote:

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Ayes.	56
Noes.	40
Present and not voting.	1

Representatives voting aye were: Bell, Bragg, Burnett, Byrd, Cain, Clark, Collier, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Ellis, Gaia, Garrett, Good, Head, Henry, Herron, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Peroulas, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Severance, Stafford, Stallings, Starnes, Tanner, Turner (Hamilton), Turnier, C. (Shelby), Webb, Wheeler, Yelton -- 56.

Representatives voting no were: Bewley, Bivens, Buck, Bushing, Chiles, Coffey, Copeland, Cross, Curlee, Davis (Cocke), Davis (Knox), Duer, Frensley, Harrill, Hassell, Hawkins, Hillis, Holcomb, Jones, R. (Shelby), Lawson, May, McAfee, Montgomery, Moody, Odom, Purcell, Rhinehart, Robinson (Washington), Scruggs, Shirley, Tankersley, Turner, L. (Shelby), Ussery, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood -- 40.

Representative present and not voting was: Swann -- 1.

**Senate Amendment No. 20
Division II**

(5) for any other commercial transactions.

AND FURTHER AMEND by adding the following new subdivision at the end of item 9 of the amendatory language of Section 1:

(D) The reasonable cost of overhead for petroleum distillates at that location.

Rep. Kisber moved that the House concur in Senate Amendment No. 20, Division II.

Rep. Robinson (Davidson) moved the previous question, which motion prevailed.

Thereupon, Rep. Kisber moved that the House concur in Senate Amendment No. 20, Division II, which motion failed.

Ayes.	49
Noes.	42

Representatives voting aye were: Bell, Bragg, Burnett, Bushing, Byrd, Cain, Clark, Collier, Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Garrett, Good, Head, Henry, Herron, Hobbs, Holt, Ivy, Jackson, Jared, Kent, Kernell, Kisber, Long, Love, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Severance, Stallings, Starnes, Turner (Hamilton), Turner, C. (Shelby), Webb, Wheeler, Wix, Yelton, Mr. Speaker Murray -- 49.

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Representatives voting no were: Bewley, Bivens, Buck, Chiles, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), Frensley, Harrill, Hassell, Hawkins, Hillis, Holcomb, Hurley, Jones, R. (Shelby), Jones, U. (Shelby), May, McAfee, Miller, Montgomery, Moody, Odom, Peroulas, Purcell, Rhinehart, Robinson (Washington), Scruggs, Shirley, Stafford, Swann, Tankersley, Turner, L. (Shelby), Ussery, West, Whitson, Williams, Winningham, Wolfe, Wood -- 42.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill 1957.

The Senate adopted the Conference Committee Report and made it the action of the Senate.

CYLDE W. McCULLOUGH, JR.
Chief Clerk.

***Senate Bill No. 1957** -- Bingo -- Establishes framework for regulation of bingo. Amends TCA 39-6-609; Title 48, Ch. 3, Pt. 5; Title 62, Ch. 33.

REPORT OF THE CONFERENCE COMMITTEE ON SENATE BILL NO. 1957

The House and Senate Conference Committees appointed pursuant to motions to resolve differences between the two houses on Senate Bill No. 1957 / House Bill No. 1814 have met and recommended that:

All House amendments be deleted, all Senate amendments be deleted, and all text of the bill after the enacting clause, as introduced, be deleted and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-6-609, is amended by deleting the language of the section in its entirety and by substituting instead the following as a new subsection (a):

(a)

(1) This part shall not apply to raffles. Raffles shall be regulated by Tennessee Code Annotated, Title 48, Chapter 3, Part 5.

(2) Bingo if conducted in accordance with this section shall be exempt from the prohibitions of this part.

SECTION 2. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (b):

(b) The general assembly hereby declares that the raising of funds for the promotion of bona fide charitable, educational, and religious causes and undertakings, where the beneficiaries are indefinite, is in the public interest. It hereby finds that, as conducted prior to the enactment of this act, bingo was the subject of exploitation by professional gamblers, promoters, and commercial interests. It is hereby declared, to be the policy of the general assembly that all phases of the supervision, licensing

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and the regulation of bingo and of the conduct of bingo games, should be closely controlled and that the laws and regulations pertaining thereto should be strictly construed and rigidly enforced; that the conduct of the game and all attendant activities should be so regulated and adequate controls so instituted as to discourage commercialization in all its forms, including the rental of commercial premises for bingo games, and to insure a maximum availability of the net proceeds of bingo exclusively for application to the worthy causes and undertakings specified herein. The only justification for this act is to foster and support such worthy causes and undertakings. This mandate should be carried out by rigid regulation to prevent commercialized gambling, prevent participation by criminal and other undesirable elements and prevent the diversion of funds from the purposes herein authorized.

SECTION 3. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (c):

(c) As used in this act unless the context requires otherwise:

(1) "Commission" means the Tennessee Alcoholic Beverage Commission, its authorized representative, agent, employees or other persons authorized to act on behalf of the Commission as created pursuant to Title 57, Chapter 1.

(2) "Bingo" means a game of chance in which seventy-five (75) numbered objects are available for selection, and those objects actually selected are selected on a random basis. Each player shall participate by means of cards sold only at the time and place of the game, and each card shall contain five (5) rows of five (5) spaces each. Each space shall be printed with a number from one (1) to seventy-five (75) except the central space which shall be marked "free". Winners are determined and prizes awarded on the basis of possessing a bingo card on which some combination of numbers are printed and conform to the numbered objects selected at random based on a predetermined winning arrangement. Bingo is a game requiring immediate and constant interaction among the participants.

(3) "Authorized organization" means a bona fide (References to paragraph numbers in this definition refer to Section 501, subsection (c) of the Internal Revenue Code of 1954, as amended.):

(A) Religious or charitable organization exempt from taxation pursuant to paragraph (3)

(B) Civic leagues or organizations not operated for profit exempt from taxation pursuant to paragraph (4)

(C) Clubs organized for pleasure, recreation, and other nonprofitable purposes, substantially all of the activities of which are for such purposes and no part of the net earnings inures to the benefit of any private shareholder exempt from taxation pursuant to paragraph (7)

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(D) Fraternal beneficiary societies, orders, or associations exempt from taxation pursuant to paragraph (8);

(E) Domestic fraternal societies, orders, or associations exempt from taxation pursuant to paragraph (10)

(F) Organization of war veterans, or post of war veterans exempt from taxation pursuant to paragraph (19); or;

(G) Any public or private nonprofit educational institution operating a school in the state of Tennessee. Any thing of value given by a person to participate in such bingo game, raffle or similar game of chance conducted pursuant to this section is deemed to be a charitable contribution and not consideration.

(4) "Charity" includes relief of the poor and distressed or of the underprivileged; advancement of education or science; erection or maintenance of public buildings, monuments, or works; lessening of the burdens of government; and promotion of social welfare by organizations designed to accomplish any of the above purposes, or (i) to lessen neighborhood tensions; (ii) to eliminate prejudice and discrimination; (iii) to defend human and civil rights secured by law; or (iv) to combat community deterioration and juvenile delinquency.

(5) "Religious organization" means:

(A) A bona fide religious organization

(B) An organization which administers specific charitable or educational programs with all donations received by the religious organization; and

(C) An organization which maintains complete and accurate membership lists for at least five (5) years immediately preceding an application for a bingo permit or renewal thereof.

(6) "Education" includes the instruction or training of the individual for the purpose of improving or developing his capabilities; or the instruction of the public on subjects useful to the individual and beneficial to the community.

(7) "Single game of bingo" means a game using bingo cards which is completed when the participants are required to clear their cards or exchange such cards. Additionally, there shall be only one (1) winning pattern in any single game of bingo, and only a single prize shall be awarded for a single game of bingo.

(8) "Principal place of business or domicile" means the primary location where the activities of an organization are conducted and where the most substantial part of its non-bingo related activities are conducted.

(9) "Member" means an individual who has qualified for membership in an authorized organization pursuant to its by-laws, articles of incorporation, charter, rules or other valid written statement of membership requirements.

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(10) "Person" includes a corporation, firm, company, or association.

(11) "Supplier" means any person who is a wholesaler, distributor or otherwise provides any bingo supplies or materials directly or indirectly for the conduct of bingo. Provided further, "supplier" does not include a manufacturer, licensee or authorized organization.

(12) "Lottery" includes the numbers game, policy, and similar types of wagering. "Lottery" does not include bingo as defined and qualified herein.

SECTION 4. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (d):

(d)

(1) The commission or its authorized representative may:

(A) Issue subpoenas and summon witnesses before hearings, administer oaths to such witnesses, and require testimony on any issue before it

(B) Compel the presentation or delivery of all books, records, documents or any other tangible item showing the receipts and disbursements of any licensee as well as other such records which the commission believes to be pertinent to the function of maintaining the integrity of bingo in this state

(C) At any time compel a licensee to remove any employee or member of any licensee if it has reason to believe that the employee or member has engaged in any improper practice in connection with bingo, has failed to comply with any condition of the licensee's license, or has violated any statutory provision or rule adopted by the commission;

(D) Require that the books, records, and financial statements of any licensee under this act be kept in a manner prescribed by the commission

(E) Visit, investigate or place auditors, compliance review officers or security personnel in the offices or places of operation of any licensee

(F) Impose a civil penalty of not more than five thousand dollars (\$5,000) for each violation of law or a rule

(G) Suspend or revoke a license for any violation of the provisions of this act in accordance with the Uniform Administrative Procedures Act

(H) Refer to the appropriate district attorney general or other enforcement officials information necessary to institute a criminal prosecution in cases of willful violation of this act. Such information shall also be provided to the state attorney general and reporter;

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(I) Promulgate rules and regulations to effectuate the purposes of this act;

(J) Use the investigative authority granted to the commissioner of commerce and insurance by Tennessee Code Annotated, Section 48-2-118, to determine if any person has violated any provision of this chapter;

(K) Perform such other duties and functions as the commission deems necessary and desirable to insure the honest and efficient conduct of bingo in this state.

(2) If a person refuses to attend to give testimony or produce books, records or documents, pursuant to a subpoena issued by the commission, the chancery court of the county where attendance is required, upon application of the commission, shall compel obedience to the subpoena and shall punish refusal to obey or to testify in the same manner as is punished a refusal to obey a subpoena or to testify pursuant to a subpoena issued from the chancery court.

SECTION 5. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (e):

(e) The commission shall keep detailed records of all its business, collections and disbursements. The commission shall prepare annually a report of all such business, actions taken, collections, disbursements and recommendations it deems to be necessary and desirable which the commission shall deliver to the governor and the speakers of the two (2) houses of the general assembly at the end of each calendar year. The commission shall include in its annual report information concerning the adequacy of the fee structure to cover the cost of regulating bingo. The commission shall also offer practical suggestions and recommendations it deems proper and desirable to accomplish more fully the intent and policies reflected in this act.

SECTION 6. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (f):

(f)

(1) Bingo may only be conducted by an authorized organization holding a valid license. Failure to hold a valid license while conducting a bingo event shall be a willful violation which may result in criminal prosecution under Tennessee Code Annotated, Title 39, Chapter 6, Part 6, concerning gambling.

(2) Each authorized organization desiring to conduct bingo shall file an application for license with the commission on forms provided by the commission. To qualify as an authorized organization, an organization shall:

(A) Have received and used and shall continue to receive and use for lawful purposes, substantial funds derived from sources other than the conduct of bingo; and;

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(B) Have been in existence for a period of not less than five (5) years during all of such time it shall have carried on the principal activity authorized by its corporate charter or other documentation evidencing creation of the organization.

(3) The application shall include but not be limited to the following information:

(A) Purpose of the organization for the past five (5) years

(B) A copy of the corporate charter and any amendments or other documentation evidencing creation of the organization

(C) A statement of charitable contributions for the past five (5) years;

(D) Organization by-laws, if applicable;

(E) A copy of the corporate financial report filed with the secretary of state as required by Tennessee Code Annotated, Section 48-67-102;

(F) Board of directors minutes for the past five (5) years

(G) Internal revenue service exemption letter, dated within six (6) months of the license application date;

(H) List of officers for the past five (5) years

(I) List of persons responsible for the disposition of contributions for the past five (5) years

(J) List of current members in good standing and length of time in good standing, including names and street addresses and the date each member joined the organization;

(K) Requested days of the week for the conduct of bingo;

(L) A listing of the proposed beneficiaries or recipients of the proceeds from the conduct of bingo games. Also the applicant shall explain in detail how the monies marked for charitable, religious or educational purposes will be spent.;

(M) Financial records and information with all sources and amount of contributions, disbursements and revenues for the past five (5) years. Annual dues and assessments shall be included, if applicable

(N) Physical plant information for the location where bingo will be conducted:

(i) Street address;

(ii) Monthly building rent, if applicable;

(iii) Size of building in usable square feet;

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(iv) Seating capacity;

(v) Concession facilities; and

(vi) Prior location, if in present location less than five (5) years.;

(O) If building rent is paid, the name, address, and telephone number of the lessor; if the lessor is a corporation, the name and address of the officers and members of the board of directors

(P) Any other information which the commission deems necessary to administer this act.;

(Q) All information contained in any application or submitted in connection with an application shall be submitted under oath and the intentional submission of any false or misleading information in an application or amendment shall constitute a felony.

(4) The commission may request the assistance of the Tennessee bureau of investigation in performing background investigations on any applicant.

(5) An applicant shall have not more than thirty (30) days to complete his license application. If an application is not complete within thirty (30) days of its initial filing, the application shall be rejected and no other application shall be accepted from such applicant for not less than one (1) year. Provided however, with respect to a particular application, the commission may request additional information not specified on the application or attachments filed therewith. If the additional requested information is not timely completed or accurately provided by the applicant, the application may be denied.

(6) If the commission finds that an applicant meets the requirements of this act and the applicable rules, it shall issue a license to the authorized organization to conduct bingo on the noted days as provided by this act.

(7) If the commission otherwise rejects an application for a license, no other application shall be accepted from the applicant for not less than one (1) year from the date of rejection.

SECTION 7. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (g):

(g)

(1) A license shall be valid for not more than one (1) year. Provided however, the commission may authorize an additional period of time for completion of the annual financial report and audit not to exceed sixty (60) days.

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(2) If the commission finds compliance with the provisions of this act and the applicable rules, a license may be renewed for a successive one (1) year period upon completion and submission of the prescribed form, and any additional requested information, required financial reports and audit, accompanied by the proper fee, as provided in Section 18 and the audit report required by Section 15.

SECTION 8. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (h):

(h)

(1) Any change in the application information shall require that a license amendment be filed and granted by the commission. Failure to obtain an amendment for changes in application information may result in a summary suspension by the commission.

(2) Upon application by a licensee, an existing license may be amended, if the subject matter of the amendment properly and lawfully could have been included in the original license. An application for an amendment to a license shall be filed and processed in the same manner as an original application. An application for an amendment to a license shall be accompanied by a one hundred fifty dollar (\$150) fee. If the commission approves an application for an amendment to a license, a copy of the amendment shall be sent to the applicant and the amendment shall be attached to the original license.

(3) Provided however, no amendment to a license shall be accepted for a change in domicile. To obtain a change in domicile, an authorized organization shall surrender its existing license and shall file an application and complete all the requirements for a new license.

SECTION 9. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (i):

(i)

(1) The conduct of bingo shall be strictly according to the following requirements:

(A) The aggregate of prizes awarded in a single day shall not exceed three thousand dollars (\$3,000)

(B) The aggregate of prizes awarded for a single game of bingo shall not exceed five hundred dollars (\$500)

(C) The number of bingo games played at one (1) bingo event shall not exceed thirty-five (35)

(D) Bingo shall not be played except between the hours of nine (9) a.m. and twelve (12) midnight

(E) Bingo shall be conducted only at the place of the licensee's domicile and after the organization has been in existence for a period of not less

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than five (5) years during all of which time it has carried on the principal activity authorized by its corporate charter or other authorizing documentation.;

(F) The location for a bingo event shall be in a single specific building where all of the players and those conducting the event are physically located.;

(G) The licensee shall not commingle its bingo funds with its general funds, but shall maintain a separate segregated account for its bingo operation.;

(H) The premises where bingo is conducted, or intended to be conducted or intended that any equipment is to be used, shall at all times be open to inspection by the commission. Additionally, all other facilities, books and records shall be open for inspection and copying by the commission or production by the authorized organization. ;

(I) Bingo may be conducted by an organization on not more than three (3) days a week

(J) No person may conduct bingo on behalf of an organization who:

(i) Has been convicted of, or has pled guilty or nolo contendere to, any felony or any offense involving gambling or moral turpitude, or has participated in a statutory diversion program for any felony or any offense involving gambling or moral turpitude; and

(ii) Has not been a member thereof in good standing for not less than one (1) year and a bona fide resident of this state and county or of a contiguous county for not less than one (1) year.;

(K) No member of an authorized organization shall receive compensation, including but not limited to tips, for conducting or assisting in the conduct of bingo. No member of an organization who is registered with the commission to conduct or assist in the conduct of bingo shall participate in any game of bingo in Tennessee.;

(L)

(i) A licensee may reasonably compensate for security and janitorial services rendered to the organization in connection with the conduct of bingo;

(ii) Compensation paid for security and janitorial services rendered the licensee shall be consistent with the compensation paid for such services by other employers for such services and;

(iii) Each licensee shall report to the commission quarterly concurrent with the quarterly financial accounting report on forms prescribed by the commission, the following information:

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(A) Name and address of individuals, companies or corporations rendering security and janitorial services;

(B) Date(s) when such services were rendered and person hours involved;

(C) Date and amount paid to those rendering the services; and

(D) Social security number or employer's identification number of individual, company, or corporation, as applicable.;

(M)

(i) Advertising for bingo shall be limited to:

(A) A sign on the premises of not more than forty (40) square feet;

(B) No more than one (1) paid advertisement per month in a local newspaper and such advertisement may not exceed six (6) inches by four (4) columns; and

(C) The organization's own publication. Any publication of an authorized organization which advertises bingo may not be disseminated to the public but must be distributed only to members as part of a regular newsletter or other publication intended to inform members of the regular activities of the organization.

(ii) All advertising by a licensee shall contain the correct name and license number of the licensee in a conspicuous manner and in not less than eight point type or not smaller than any other print on the advertisement if the other print is larger than eight point type; and

(iii) The use of any trade name by a licensee is prohibited.;

(N) The possession, sale, or use of any bingo supplies and game materials, including but not limited to, bingo cards, door receipts, perforators, bonanza bingo sheets, bingo cages, flashboards, blowers, ink markers and all other bingo gambling devices procured on and after July 1, 1986, which are not supplied by a bingo supplier licensed by the commission pursuant to Title 62, Chapter 33, or which do not carry markings required by Title 62, Chapter 33, shall be considered prima facie evidence of a violation of this act; and;

(O) No person under the age of sixteen (16) years, whether a paying player or volunteer worker, shall participate in, or be allowed upon the premises during any bingo game

(P) No more than one (1) authorized organization shall receive a license to conduct bingo at the same location. Provided, however, the East Memphis Catholic Club and the Knights of Columbus Club and any organizations operating for the benefit of the Clarksville Academy may continue to operate at the locations for which such organizations

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presently hold licenses. Provided further, all other provisions of law shall apply to such organizations. Should a licensed organization stop conducting bingo, or have its license suspended or revoked no other bingo permit holder shall be allowed to conduct bingo at that location for not less than one (1) year from the date the organization ceases to conduct bingo or has its permit suspended or revoked.;

(Q) No member of an authorized organization may directly or indirectly or in any capacity own or have any interest in any building where bingo is conducted, including but not limited to, an interest as owner, lessor, lessee, operator, manager, concessionaire, stockholder or employee.;

(R) No person shall be allowed to conduct bingo for more than one (1) organization at any time, and if a person stops conducting bingo for a particular organization, he is prohibited from conducting bingo for any other or the same organization for one (1) year.

(2) Prize amounts shall not exceed fifty percent (50%) of gross revenues.

(3) Total operating expenses shall not exceed fifteen percent (15%) of gross revenues and shall be further limited to the following.;

(A) Cost of bingo supplies

(B) Cost of concession supplies, if applicable

(C) Cost of security and janitorial services as specified in Section 9(i)(L)

(D) Rent, only if rental space is used in the conduct of bingo, in which event, the formula $156/365 \times \text{annual rental amount} \times .25$ shall be used in determining the maximum amount of rental costs which may be charged against the gross proceeds from bingo as operating expenses within a given year

(E) Any other cost which the authorized organization may propose at the time of the application for permit is filed with the commission and which is approved by the commission as an operating cost.

(4) All remaining proceeds, but not less than thirty-five percent (35%) of gross revenues, shall be used for religious, charitable, or educational purposes. Any income received from the investment of revenues derived from bingo shall be used only for religious, charitable, or educational purposes. Any income received from the investment of revenues derived from bingo shall be used only for religious, charitable, or educational purposes and shall be in addition to the thirty-five percent (35%) of revenues required by this subsection. The proceeds used for religious, charitable, or educational purposes shall be disbursed as payment for goods or services provided by the payee to the appropriate religious, charitable, or educational beneficiary for which bingo was conducted, and such payee shall be designated by the licensee as a payee on the application.

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SECTION 10. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (j):

(j)

(1) Each bingo card or package of cards shall have the price of the bingo card or package of cards printed on the face of the card or package.

(2) Each bingo card or package shall be sold at the price printed thereon. There shall be no discounts for multiple purchases.

(3) A bingo card package shall not be disassembled and sold as individual cards.

(4) No card or package of cards may be awarded as a prize.

(5) No licensee shall permit any person to play on a free card.

SECTION 11. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (k):

(k) No licensee shall discard or destroy any bingo materials or supplies unless the licensee discards or destroys such materials or supplies in the presence of and with the permission of the commission, and the licensee delivers at the time of such discarding or destruction a written record including the quantity and serial number of such materials and supplies to the commission.

SECTION 12. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (l):

(l)

(1) Proceeds from bingo shall be kept in a separate special bingo bank account which shall be in the form of a checking account. Such checking account shall have preprinted consecutively numbered checks, and all checks shall be made payable to a specific person or corporation. At no time shall a check be made payable to cash. All voided checks shall be retained and accounted for as part of the required records of the licensee. No person may borrow or use bingo funds as a personal loan of any kind whatsoever. All gross receipts from each bingo event shall be deposited in the special bingo account no later than the next business day following the date of the bingo event. Withdrawals from this special bingo account may be made for only the following purposes:

(A) payment of prizes

(B) payment of expenses

(C) disbursement from net proceeds for a charitable, religious, or educational purpose; and;

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(D) transfer to one (1) or more interest bearing accounts pending disbursement. Any transfer from any interest bearing account shall only be to the special bingo account established by this section.

(2) The disbursement of receipts from an organization's special bingo account to any other account of the organization is prohibited unless by check. Disbursement of net proceeds from the bingo account shall be by check drawn on the special bingo account and shall be paid as provided in Section 14(d).

(3) Except as provided herein, the commingling of any funds derived from the operations of bingo with any other funds of the licensee is prohibited.

SECTION 13. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (m):

(m)

(1) A licensee shall award a prize by check only. Provided further, neither the licensee nor any worker, member or any other person connected with the authorized organization may cash a prize check.

(2) A licensee shall account for such prize awards on a daily register at the time a prize is issued to each player. Such register shall consist of sequentially numbered receipts which shall be issued to players who collect the prizes, and duplicate of such receipts, which shall be retained by the licensee in its bingo records.

(3) The prize register shall include at least the following information:

(A) Name of the licensee;

(B) Date of the bingo event

(C) Amount of prize

(D) Name, address, telephone number, driver's license number, if any, and signature of winner; and;

(E) Social security account number of winner.

(4) Failure of a prize winner to provide the information required disqualifies a person from receiving a prize.

SECTION 14. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (n):

(n)

(1) The licensee shall maintain its bingo records on a cash accounting basis. The licensee shall maintain its records including the daily register

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of prizes so that an audit may be conducted in accordance with generally accepted accounting principles.

(2) The licensee shall retain its records for inspection by the commission or the comptroller of the treasury, or their designees for five (5) years from the end of the licensee's fiscal year.

SECTION 15. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (o):

(o)

(1) A licensee shall quarterly account to the commission on forms designed by the commission and approved by the comptroller of the treasury. The forms shall contain quarterly and year-to-date financial information and shall be filed with the commission not later than thirty (30) days after the end of each quarter.

(2) The conduct of bingo shall be considered a solicitation of charitable funds; provided, however, the administration and regulation with respect to such solicitation of charitable funds shall be governed by this act. Any thing of value given by a person to participate in such bingo game conducted pursuant to this act is deemed to be a charitable contribution and not consideration.

(3) Each licensee shall cause an annual audit to be performed of all receipts and disbursements derived from the licensee's bingo operation. The audit shall be performed by an independent, certified public accountant, or public accountant, licensed to practice in Tennessee. The audit shall include an opinion on the fair presentation of the financial statements, a report on internal accounting control, and a report on compliance with the provisions of this act or any other applicable law or rules or regulations. If a licensee fails or refuses to have the audit conducted, the commission may appoint an independent, certified public accountant, or public accountant, licensed to practice in Tennessee, or otherwise direct such audit, and the licensee shall pay the cost of such audit. The commission is responsible for determining if such audit is prepared in accordance with generally accepted auditing standards and if such audit meets the minimum standards prescribed by the commission. The commission shall promulgate rules and regulations to assure that the records are kept in accordance with the requirements of this act and that audit standards prescribed by the commission in consultation with the comptroller of the treasury are met.

SECTION 16. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (p):

(p) The commission shall prescribe a uniform contract to audit which shall be used by each licensee.

SECTION 17. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (q):

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(q) A renewal application is not sufficient or complete unless accompanied by the audit required pursuant to Section 15 of this act. Any serious deficiencies identified in the audit may be grounds for denial of an application for the renewal of a license.

SECTION 18. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (r):

(r)

(1) Each license application shall be accompanied by a nonrefundable five hundred dollar (\$500) fee.

(2) Each application for renewal shall be accompanied by a nonrefundable five hundred dollar (\$500) fee.

(3) Each supplier license application shall be accompanied by a nonrefundable one thousand four hundred dollar (\$1,400) fee.

(4) Each manufacturers' license application shall be accompanied by a nonrefundable one thousand five hundred dollar (\$1,500) fee.

SECTION 19. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (s):

(s)

(1) No person, firm, or corporation shall manufacture and sell bingo supplies or equipment for ultimate consumption or use in the state of Tennessee without having first obtained the appropriate license from the commission.

(2) A license shall be valid for twelve (12) months.

(3) A manufacturer may renew the license upon application to the commission for a successive one (1) year period.

(4) An application for renewal shall be filed with the commission.

(5) The application for renewal shall include a report with the following:

(A) materials sold

(B) price of materials sold

(C) suppliers to whom goods were sold

(D) amount and type of goods sold to each supplier; and;

(E) any other information requested by the commission.

(6) A manufacturer may sell bingo supplies or equipment only to a licensed bingo supplier.

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SECTION 20. Tennessee Code Annotated, Section 39-6-609, is amended by adding the following as a new subsection (t):

(t)

(1) No person, firm, or corporation shall sell at wholesale or otherwise distribute bingo supplies or equipment to any operator or other supplier without having first obtained the appropriate license from the commission.

(2) A license shall be valid for twelve (12) months.

(3) A supplier may renew the license upon application to the commission for a successive one (1) year period.

(4) An application for renewal shall be filed with the commission.

(5) The application for renewal shall include a report with the following:

(A) materials sold

(B) price of materials sold

(C) authorized organizations or suppliers to whom goods were sold; and;

(D) amount and type of goods sold to each licensee or supplier.;

(E) Any other information requested by the commission.

(6) A supplier may sell bingo supplies or equipment only to another licensed bingo supplier or an organization which holds an active bingo permit.

SECTION 21. Tennessee Code Annotated, Title 62, Chapter 33, is amended by deleting wherever it may appear the language "secretary of state" and by substituting instead the language "alcoholic beverage commission"

Tennessee Code Annotated, Title 62, Chapter 33, is further amended by changing the pronoun references to "secretary of state" appropriately for references to the commission.

SECTION 22. Tennessee Code Annotated, Section 62-33-109(c), is amended by adding the following appropriately numbered items:

() The price charged by the supplier to the authorized organization for each bingo supply and a computation of the tax imposed by Tennessee Code Annotated, Section 62-33-115.

() The price which is printed on each bingo supply and the quantity of each supply.

() For a bingo card package, a description of the number of sheets and the number of card faces in each package.

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SECTION 23. Tennessee Code Annotated, Section 62-33-111, is amended by deleting the language of the section in its entirety and by substituting instead the following:

All bingo supplies and materials including, but not limited to, bingo cards, door receipts, perforators, bonanza bingo sheets, bingo cages, flashboards, blowers, ink markers and all other bingo devices, shall be serialized with an authenticating mark or design thereon.

SECTION 24. Tennessee Code Annotated, Section 62-33-115(a), is amended by deleting the first sentence of the subsection in its entirety and substituting instead the following:

There is levied a tax of fifteen percent (15%) of the wholesale cost of all bingo supplies and game materials including, but not limited to, bingo cards, door receipts, perforators, bonanza bingo sheets, bingo cages, flashboards, blowers, ink markers and all other bingo devices.

SECTION 25. Tennessee Code Annotated, Title 48, Chapter 3, Part 5, is amended by adding the following new section to read as follows:

SECTION __. The conducting of raffles shall be considered a solicitation of charitable funds, and the administration and regulation shall be governed by this part; provided, however, no organization shall conduct raffles in which the gross proceeds exceed five thousand dollars (\$5,000) except that not more than three (3) times a year an organization exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code, as amended, may conduct a raffle in which the gross proceeds exceed five thousand dollars (\$5,000). Not less than fifty percent (50%) of the gross proceeds from such raffles shall be used only for charitable purposes.

SECTION 26. Any funds generated by fees under this act shall be earmarked for use by the alcoholic beverage commission for the enforcement of this section.

SECTION 27. On September 1, 1988, all personnel, equipment, records, and any other supplies and materials presently used by the secretary of state for the regulation of bingo shall be transferred, as appropriate, to the alcoholic beverage commission.

SECTION 28. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 29. This act shall take effect on September 1, 1988, the public welfare requiring it.

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Respectfully submitted this the 28th day of April, 1988.

FOR THE SENATE:

Senator P. Lashlee
Senator Jim Lewis
Senator Joe M. Hayes
Senator Curtis Person, Jr.

FOR THE HOUSE

Rep. John Bragg
Rep. Shelby Rhinehart
Rep. Tommy Head
Rep. Joe Kent
Rep. Guy Cain

Rep. Bragg moved that the Conference Committee Report on Senate Bill No. 1957 be adopted and the action of the House.

Rep. Severance moved the previous question, which motion prevailed.

Thereupon, Rep. Bragg renewed his motion that the Conference Committee Report on Senate Bill No. 1957 be adopted and made the action of the House, which motion prevailed.

Ayes.	91
Noes.	3

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

Representatives voting no were: Davis (Knox), McAfee, Stafford -- 3.

A motion to reconsider was tabled.

BILL RECALLED

Pursuant to **Rule No. 54**, Rep. Wheeler moved that the Clerk request the return of Senate Bill No. 1756 from the Senate, which motion prevailed.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 2106.

The Senate adopted the Conference Committee Report and made it the action of the House.

CLYDE W. McCULLOUGH, JR.
Chief Clerk.

Senate Bill No. 2106 -- Appropriations -- Makes appropriations to defray the expenses of state government for fiscal year beginning July 1, 1987.

CONFERENCE COMMITTEE REPORT
ON HOUSE BILL 1712/SENATE BILL 2106

The Senate and House Conference Committees appointed pursuant to motions to resolve the differences between the two houses on House Bill 1712 (Senate Bill 2106) have met and recommend that the following House amendment be adopted: 1; and recommend that the following House amendment be deleted: 2

The Committee further recommends the following amendments to House Bill 1712 (Senate Bill 2106) be adopted:

AMEND by deleting in Section 1, Title III-16, items 6.3 and 6.4, and by substituting instead new items to read:

"6.3 Medicaid Long-Term Care	93,977,200.00
6.4 Indigent Care Services	38,950,700.00"

AND FURTHER AMEND by deleting the figure "\$4,300,000.00" in Section 41, Item 23, of the bill as introduced, and by substituting instead the figure "\$5,300,000.00".

AND FURTHER AMEND by deleting the words and figures "four thousand eight hundred dollars (\$4,800.00)" and "one thousand two hundred dollars (\$1,200.00)" where they appear in Section 10, Item 7, of the bill as introduced, and by substituting instead the words and figures "seven thousand two hundred dollars (\$7,200.00)" and "one thousand eight hundred dollars (\$1,800.00)".

AND FURTHER AMEND by deleting the period at the end of the second sentence in Section 10, Item 7, of the bill as introduced, and by inserting the following "and the Secretary shall be paid an additional one thousand two hundred dollars (\$1,200.00) annually for additional duties required of him."

AND FURTHER AMEND by deleting from Section 41 of the bill, as introduced, item 8 in its entirety.

AND FURTHER AMEND by adding the following new section:

SECTION ____ The provisions of this Section shall take effect upon becoming a law, the public welfare requiring it.

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1. There is hereby created a State Office Buildings and Support Facilities revolving fund whose revenues shall not revert to the general fund balance at June 30, 1988 or June 30, 1989. The fund is established to provide for:

(a) Debt service payments on general obligation bonds authorized to build or acquire office buildings and support facilities;

(b) Routine maintenance expenditures on office buildings and support facilities;

(c) Major maintenance and renovation projects for office buildings and support facilities as approved by the State Building Commission;

(d) Relocation expenses for state agencies; and

(e) Payments for leased space occupied by state agencies.

2. Lease payments for space occupied by state agencies shall be established by policy issued by the Commissioner of Finance and Administration and approved by the State Building Commission. Said lease payments shall be paid to the revolving fund.

3. There is hereby appropriated a sum sufficient from the revolving fund to provide for expenditures authorized under item 1 of this section.

4. The Commissioner of Finance and Administration is authorized to transfer to the revolving fund any appropriations made in Sections 1 and 4 of this act and in any other public acts which were made for the purposes listed in item 1 of this section.

AND FURTHER AMEND by adding to Section 7 of the bill, as introduced, a new item to read:

Item __. To provide the first year's debt service on the general obligation bonds in the amount of nineteen million dollars (\$19,000,000.00) authorized by Senate Bill No. 2111/House Bill No. 1731, to purchase the Carroll Office Building, there is hereby appropriated a sum sufficient from the State Office Buildings and Support Facilities revolving fund.

AND FURTHER AMEND by deleting Section 10, item 11, of the bill as introduced, in its entirety and by substituting instead a new item to read:

Item 11. Notwithstanding any provision of the law to the contrary, the Department of Transportation shall not release or make available information which reveals the amount of funding available for any project.

AND FURTHER AMEND by inserting in Section 10, item 10 of the bill, as introduced, immediately following item (2) the following:

"(3) payment of extraordinary expenditures for insect and pest control efforts by the Department of Agriculture."

and by renumbering the subsequent item accordingly.

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AND FURTHER AMEND by adding to Section 7 of the bill, as introduced, a new item to read:

Item __. For the purpose of defraying the costs of issuance of debt and the administration of authorized programs of the Tennessee Local Development Authority, there is hereby appropriated to the Tennessee Local Development Authority an amount not to exceed \$25,000.00 from the sinking fund balance. Such amounts shall be determined as necessary by the State Funding Board and the Tennessee Local Development Authority.

AND FURTHER AMEND by adding the following new items to Section 12, of the bill as introduced, to read:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated from the Hazardous Waste Remedial Action Fund reserve account a sum not to exceed four hundred thousand dollars (\$400,000) to the Department of Health and Environment for implementation of Senate Bill 2118/House Bill 1770. This authorization will allow the department to provide technical assistance to industries in Tennessee generating hazardous waste and to consult with them on methods of waste minimization, treatment, reduction or recycling. It will also allow the department to make demonstration grants or research grants as may assist industry in hazardous waste management.

Item __. In addition to any other funds appropriated by Section 1 of this act, there is appropriated the sum of six hundred fifteen thousand dollars (\$615,000) to the Department of Health and Environment, pursuant to revenue generated by passage of Senate Bill 2198/House Bill 1978, for the expansion of contracts with local governments for inspection of food service establishments, hotels, and public swimming pools and the administration of this program.

Item __. Notwithstanding any provision of the law to the contrary, the Board of Claims may hear claims of state employees or next-of-kin resulting from job exposure to radioactive materials on or after January 1, 1971.

Item __. In addition to the appropriation made in Section 1 of this act to the Foreign Language Institute, there is hereby appropriated the sum of fifteen thousand dollars (\$15,000.00) to the Foreign Language Institute.

AND FURTHER AMEND by adding to Section 31 of the bill, as introduced, a new item to read:

Item __. The appropriation in Section 1, Title III-10, item 2.3 for Chairs of Excellence, shall be subject to the provisions of Tennessee Code Annotated, Sections 49-7-501 and 49-7-502.

AND FURTHER AMEND by adding to Section 32 of the bill, as introduced, new language at the end of the last paragraph to read:

"To provide for said salary policy the appropriations made in Sections 1 and 4 of this act for employee salary improvements shall be subject to reallocation and transfer by the Commissioner of Finance and Administration. The authority to reallocate funds includes the authority to transfer within and between departments and agencies. Federal aid funds and other departmental

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revenues shall be adjusted accordingly to reflect the transfer of state appropriations."

AND FURTHER AMEND by adding the following new items to Section 35, of the bill as introduced, to read:

Item __. From the appropriations made to the Better Schools Program under Section 1, Title III-9, in Chapter 457 of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer a sum sufficient to the Teacher Tuition Reimbursement program.

Item __. From the appropriations made to the Department of Safety under Section 1, Title III-20, in Chapter 457 of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer a sum sufficient to provide for expenditures in the police pay supplement program.

Item __. From the appropriations made to the Department of Labor under Section 1, Item III-13, in Chapter 457, of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$35,000.00 to the Division of Worker's Compensation for systems development costs.

Item __. From the appropriations made to the Department of Revenue under Section 1, Title III-18, in Chapter 457, of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer appropriations within the department.

Item __. From the appropriations made under Section 1, Title II, in Chapter 457 of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$12,700.00 to the Appellate Court Clerks.

Item __. From the appropriations made under Section 1, Title III-2, in Chapter 457 of the Public Acts of 1987, to the Department of General Services, the Commissioner of Finance and Administration is authorized to transfer amounts not to exceed \$100,000.00 to the James K. Polk Office Building and \$50,000.00 to the Division of Information Systems and Records Management.

Item __. From the appropriations made under Section 1, Title III-3, in Chapter 457 of the Public Acts of 1987, to the Department of Agriculture, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$25,000.00 to the Division of Commodities Distribution.

Item __. From the appropriations made under Section 1, Title III-14, in Chapter 457 of the Public Acts of 1987, to the Department of Mental Health and Mental Retardation, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$300,000.00 to the Greene Valley Developmental Center.

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Item __. From the appropriations made under Section 1, Title III-15, in Chapter 457 of the Public Acts of 1987, to the Department of Military, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$150,000.00 to Armories Utilities.

AND FURTHER AMEND by adding the following new items to Section 36, of the bill as introduced, to read:

Item __. The unexpended balance of the appropriation made to the State Board of Equalization for the purpose of conducting a current value index pilot study for property tax assessments, under Section 12, item 56 in Chapter 937, Public Acts of 1986, is hereby reappropriated to be expended for such purposes in the 1988-89 fiscal year.

Item __. The unexpended balance of the appropriation made to the Department of Correction for State Prosecutions in Section 38 of this act, is hereby reappropriated to be expended in the 1988-89 fiscal year. Jail beds actually under construction upon the effective date of passage of SB 2184/HB 1964 shall be eligible for reimbursement payments from the funds appropriated herein.

Item __. The unexpended balances of the appropriations made to the Department of General Services under Chapter 457 of the Public Acts of 1987, are hereby reappropriated to be expended for purposes of automation in the 1988-89 fiscal year.

Item __. Subject to the approval of the Commissioner of Finance and Administration, the unexpended balances of the appropriations made to the Department of Economic and Community Development and the Department of Tourist Development under Chapter 457 of the Public Acts of 1987 for advertising purposes, are hereby reappropriated in the 1988-89 fiscal year.

Item __. From the unexpended balances of the appropriations made to the Department of Mental Health and Mental Retardation under Chapter 457 of the Public Acts of 1987, the Commissioner of Finance and Administration is authorized to transfer an amount not to exceed \$600,000.00 to the Middle Tennessee Mental Health Institute and Clover Bottom Developmental Center and the sum of \$600,000.00 is hereby reappropriated to be expended in the 1988-89 fiscal year to provide for a new food service delivery system.

Item __. The unexpended balance of the appropriation made to the Tennessee Advisory Commission on Intergovernmental Relations under Section 12, item 29 in Chapter 937, of the Public Acts of 1986, and under Section 43, item 3 in Chapter 457, of the Public Acts of 1987, is hereby reappropriated to be expended for such purpose in the 1988-89 fiscal year.

Item __. The unexpended balances of the appropriations made to the Department of Conservation for Chilhowee Park in Knoxville and the Zoological Society of Middle Tennessee, which were appropriated under the authority of Chapter 457, of the Public Acts of 1987, in Section 10, item 29 and in Section 12, item 34, are hereby reappropriated to be expended for such purposes in the 1988-89 fiscal year.

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Item __. The unexpended balance of the appropriation made to the Department of Economic and Community Development under Section 12, item 48 in Chapter 937, of the Public Acts of 1986, and under Section 43, item 8 in Chapter 457, of the Public Acts of 1987, is hereby reappropriated to be expended for such purpose in the 1988-89 fiscal year.

AND FURTHER AMEND by deleting Item 10 from Section 37, of the bill as introduced, and by substituting a new Item 10 to read:

Item 10. From accrued sales tax revenue at June 30, 1989, there is hereby appropriated a sum sufficient to establish a reserve for or to recognize the value of compensated leave earned by state employees.

AND FURTHER AMEND by adding to Section 37 of the bill, as introduced, the following new items to read:

Item __. In addition to the capital outlay projects listed in the 1988-89 Budget Document to be funded from Tennessee State School Bond Authority (TSSBA) bonds, the following capital outlay projects are authorized for U. T. Knoxville and the U. T. Medical Center at Knoxville to be funded from TSSBA bonds and/or the hospital's depreciation reserve fund: a) Boling-Thompson Arena Food Services Dining Room - \$1,000,000.00; b) Chiller Plant Expansion - \$1,500,000.00; c) Emergency Room Addition - \$1,435,000.00; and d) Professional Office Building III - \$3,750,000.00.

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated \$85,000.00 to U. T. Agricultural Extension Service.

Item __. In addition to the appropriation made in Section 1, Title III-24 of this act, to the Department of Safety for capital outlay, there is hereby appropriated for replacement facilities the proceeds from the sale of any real property and facilities being used by the department. This appropriation is subject to approval by the Commissioner of Finance and Administration and the State Building Commission.

Item __. In addition to the appropriation made in Section 1, Title II of this act, to the State Law Libraries, there is hereby appropriated the sum of twenty-six thousand dollars (\$26,000.00).

Item __. In addition to the appropriations made in Section 1, of this act, to match federal funds available to the "Drug Free Tennessee" program, there is hereby appropriated a sum sufficient to match any additional federal funds made available to the "Drug Free Tennessee" program. Said additional federal funds are hereby appropriated. This appropriation is subject to approval by the Commissioner of Finance and Administration.

Item __. In addition to the appropriations made under Chapter 457 of the Public Acts of 1987 to the Department of Personnel, there is hereby appropriated the sum of \$85,000.00 to provide for systems development costs. The Commissioner of Finance and Administration is further authorized to make transfers between the appropriation items made to the Department of Personnel under Chapter 457 of the Public Acts of 1987, to provide for systems development expenditures.

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Item __. In addition to the appropriations made under this act and Chapter 457, of the Public Acts of 1987, for the Medicaid program, there is hereby appropriated an amount not to exceed \$1,100,000.00 in 1987-88 and \$1,200,000.00 in 1988-89 for expenses of eligibility workers assigned to hospitals. The Commissioner of Finance and Administration is authorized to allocate these funds to the Departments of Human Services and Health and Environment and to adjust federal aid funds and other departmental revenue work program allotments accordingly.

Item __. In addition to the appropriation made under Chapter 457 of the Public Acts of 1987, to the Southern Regional Education Board (SREB), there is hereby appropriated the sum of \$9,500.00 to the SREB to make arrangements for host state functions at the SREB Legislative Work Conference in Nashville on June 19-21, 1988.

Item __. From highway fund tax revenues accrued at June 30, 1989, there is hereby appropriated a sum sufficient to the Department of Transportation for highway construction purposes. This appropriation is subject to approval by the Commissioner of Finance and Administration.

Item __. In addition to the appropriations made under Chapter 457, of the Public Acts of 1987, to the Department of Transportation, there is hereby appropriated the sum of \$7,000,000 for Highway Maintenance and Marking and the sum of \$3,500,000 for State Construction. This appropriation is subject to approval by the Commissioner of Finance and Administration.

AND FURTHER AMEND by deleting Section 39, of the bill as introduced, in its entirety and substituting instead a new Section 39 to read:

SECTION 39. The provisions of this Section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>1987-88</u>	<u>1988-89</u>
Judicial		
1. Sentencing Commission	\$ 20,600	\$ 14,400
District Attorneys General		
1. District Attorneys General	\$ 40,600	\$ 80,800
2. IV-D Child Support Program	57,100	248,600
Total District Attorneys General	\$ 97,700	\$ 329,400
Department of State		
1. Regional Libraries	\$ 142,200	\$ -

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Department of Treasury

1. State Treasurer's Office	\$	-	\$	45,700
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Commissions

1. Commission on Human Rights	\$	32,000	\$	39,000
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Department of General Services

1. Division of Postal Services	\$	230,000	\$	-
2. Federal Surplus Property		30,000	\$	-
3. State Personal Property Utilization		75,000	\$	-
Total Department of General Services	\$	335,000	\$	-

Department of Agriculture

1. Plant Industries	\$	32,500	\$	21,700
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Department of Correction

1. Knoxville Community Service Center	\$	-	\$	57,900
2. Tennessee State Industries	\$	-		71,700
3. Institutional Farms	\$	-		80,200
4. Lake County Regional Correctional Facility	\$	-		26,500
Total Department of Correction	\$	-	\$	236,300

Department of Mental Health and Mental Retardation

1. Community Mental Health Services	\$	329,900	\$	783,100
2. Arlington Developmental Center		28,600		28,600
3. Clover Bottom Developmental Center		28,600		28,600
4. Greene Valley Developmental Center		28,600		28,600
Total Department of Mental Health and Mental Retardation	\$	415,700	\$	868,900

Department of Military

1. Tennessee Emergency Management Agency	\$	-	\$	285,000
2. Armories Utilities		38,000		-
Total Department of Military	\$	38,000	\$	285,000

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Department of Health and Environment

1. Staff Support Services	\$ 413,600	\$ 538,600
2. Emergency Medical Services	49,100	-
3. Laboratory Services	78,100	100,500
4. Waste Water Construction Grants	98,000	282,600
5. Water Quality Control	265,100	-
6. Ground Water	10,200	808,500
7. Crippled Children's Services	75,900	-
8. Communicable Disease Control	647,600	716,500
9. WIC Supplemental Food Program	2,457,500	2,457,500
Total Department of Health and Environment	\$ 4,895,100	\$ 4,904,200

Department of Human Services

1. Child Support	\$ -	\$ 230,000
2. Family Assistance Division	65,500	124,200
3. Community Services	1,000,000	-
4. Rehabilitative Services	2,000,000	-
5. Disability Determination	-	1,400,000
Total Human Services	\$ 3,065,500	\$ 1,754,200

Department of Safety

1. Administration and Staff Services	\$ 27,900	\$ 27,900
2. Driver Control	110,100	-
3. Highway Patrol	-	500,000
Total Department of Safety	\$ 138,000	\$ 527,900

TOTAL	\$ 9,212,300	\$ 9,026,700
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The Commissioner of Finance and Administration is authorized to establish 70 full-time positions and 16 part-time and seasonal positions and to allocate them to the appropriate organizational units including one full-time position to Verbatim Transcripts, one full-time position to Alcohol and Drug Administration and ten part-time positions to the Department of Revenue. Any unexpended balances at June 30, 1988, of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 1988.

AND FURTHER AMEND by deleting from Section 40 of the bill, as introduced, the second sentence of item 5 and substituting a new sentence to read:

"In no case shall the maximum infrastructure grant exceed one million dollars (\$1,000,000.00)."

AND FURTHER AMEND by deleting Item 24 of Section 41, of the bill as introduced, in its entirety and by substituting in lieu thereof the following:

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Item 24. All savings of appropriations made in this act for employer FICA taxes as a result of employee participation in any cafeteria benefits plan established for state employees, employees of the University of Tennessee and the State Board of Regents, and teachers are hereby appropriated as follows:

(a) An amount sufficient to pay the cost of administering any cafeteria benefit plan established for state employees and employees of the University of Tennessee and the State Board of Regents is hereby appropriated for that purpose;

(b) Of any amounts remaining after payment of administrative cost, an amount which shall be not less than fifty percent (50%) of such remaining savings to be used to establish day care centers and/or to assist state employees, employees of the University of Tennessee and the State Board of Regents, and teachers requiring financial assistance in obtaining day care services. Such funds shall be administered in accordance with guidelines developed by the Commissioner of Human Services and the Commissioner of Personnel; and

(c) All other savings shall be equitably allocated to the State Group Insurance Committee and the Teacher Group Insurance Committee to enhance the respective insurance programs as the committees determine. The appropriation made by this item shall be subject to the approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding the following new items to Section 41 of the bill, as introduced, to read:

Item __. From the appropriation made in Section 38, of the bill as introduced, to the Department of Economic and Community Development for the "95 County Jobs Program," there is hereby appropriated the necessary funds to meet the state's expenditures associated with the superconducting super collider (SSC) proposal. This appropriation is subject to approval by the Commissioner of Finance and Administration.

Item __. The Commissioner of Finance and Administration and the State Treasurer, with the approval of the State Comptroller, shall develop and implement a policy to recover the state's cost associated with checks, warrants or drafts deposited to a state account that are subsequently returned unpaid to the drawer's bank.

Item __. From the appropriations made in this act and in Chapter 457 of the Public Acts of 1987 for the IV-D Child Support Program, the Commissioner of Finance and Administration is authorized to make a reallocation of funds between the District Attorneys General and the Department of Human Services.

Item __. From the funds available to the Division of Public Works there is hereby earmarked an amount not to exceed \$400,000 for development and implementation of an Asbestos Program Management Plan for state owned and/or operated elementary and secondary schools pursuant to Federal Public Law 99-519 and the Rules of the Environmental Protection Agency.

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This appropriation is subject to approval by the Commissioner of Finance and Administration and the State Building Commission. The Commissioner of Finance and Administration, with the approval of the SBC, may contract with any Local Education Agency (LEA) for the purpose of extending to any LEA, the Asbestos Program Management Planning services herein authorized. The cost of such services hereby authorized and extended to any LEA shall be paid from funds otherwise available to the LEA for such purposes.

Item __. Employees of the Department of Correction whose salaries were overpaid during the period July 1987 through January 1988 because of errors made by the Department of Correction in interpreting Tennessee Code Annotated, Section 4-6-143, as amended by Public Chapter 377 of 1987, shall not be required to repay to the state such overpayments.

Item __. Employees of the Tennessee Bureau of Investigation who received longevity payments pursuant to Tennessee Code Annotated, Section 8-23-206, instead of payments authorized in Tennessee Code Annotated, Section 4-7-111, during the period July 1980 through March 1988, shall not be required to pay to the state any such amount paid in excess of the amount authorized by law. From the funds appropriated in this act, employees of the Tennessee Bureau of Investigation shall be eligible to receive longevity payments pursuant to Tennessee Code Annotated, Section 8-23-206, effective July 1, 1988.

AND FURTHER AMEND by adding to Section 43 of the bill as introduced, a new item to read:

Item __. The appropriation made in Chapter 457, of the Public Acts of 1987, in Section 12, item 50, is hereby reappropriated to the Utility Management Review Board for administrative expenses.

AND FURTHER AMEND by adding a new Section to read:

SECTION __. Funds received by the state as a consequence of the oil overcharge judgments are hereby allocated and appropriated for the following energy conservation purposes:

1. Three million dollars (\$3,000,000.00) for the low income residential weatherization program administered by the Department of Human Services.

2. Five million two hundred thousand dollars (\$5,200,000.00) for the institutional conservation program (ICP), the state energy conservation program (SECP) and the energy extension services (EES) program which are administered by the Department of Economic and Community Development.

AND FURTHER AMEND by deleting the word "reading" in Section 1, Title III-24, and by substituting instead the word "consideration".

AND FURTHER AMEND by deleting the words and symbols "Senate Bill No. ___/House Bill No. ___" in Section 7, Item 5, and by substituting instead the words and figures "Senate Bill No. 2105 / House Bill No. 1711".

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AND FURTHER AMEND by deleting the figure "1987" in Section 9, Item 4, and by substituting instead the figure "1988".

AND FURTHER AMEND by deleting the letters and symbols "SB ___/HB ___" in Section 10, Item 9, and by substituting instead the words and figures "Senate Bill 2115 / House Bill 1767".

AND FURTHER AMEND by deleting the words and figures "Title 14, Chapter 32, Part 1" in Section 15, Item 6, and by substituting instead the words and figures "Title 71, Chapter 1, Part 2".

AND FURTHER AMEND by deleting the words "any convening of the Ninety-fifth General Assembly" in the second paragraph of Section 26 and by substituting instead the words "any convening of the Ninety-sixth General Assembly".

AND FURTHER AMEND by deleting the words "this session" in the first sentence of the last paragraph of Section 27 and by substituting instead the words "this section".

AND FURTHER AMEND by deleting the word "expansion" in Section 40, Item 3, and by substituting instead the word "expansion".

AND FURTHER AMEND by deleting the word "appropriation" in Section 41, Item 4, and by substituting instead the word "appropriations".

AND FURTHER AMEND by deleting the letters and symbols "SB ___/HB ___" in Section 41, Item 25, and by substituting instead the words and figures "Senate Bill No. 2116 / House Bill No. 1768".

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item _____. Out of funds appropriated to the Department of Transportation, there is hereby allocated \$12,800,000 to the Transportation Equity Fund, or such amount as may arise from tax revenues dedicated to this fund. If the amount in the fund is greater than \$12,800,000, then the Commissioner of Transportation shall apply to the finance committees of the Senate and House of Representatives through an expansion request for expenditure of any such additional funds. If the amount raised through the dedicated taxes is less than \$12,800,000, then only the amount raised through such dedicated taxes may be expended.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item _____. From the appropriations made in this act to the various agencies and departments, there is hereby earmarked an amount not to exceed two hundred sixteen thousand dollars (\$216,000) for the establishment of a sick leave bank for state employees pursuant to the provisions of Senate Bill 2039 / House Bill 2329. The amount earmarked in this item shall take effect only if Senate Bill 2039 / House Bill 2329 becomes law.

AND FURTHER AMEND by adding the following new sections immediately preceding Section 44 and by renumbering subsequent sections accordingly:

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SECTION __. The state insurance committee is directed to explore the feasibility of offering employees covered under the basic health benefit plan an optional plan of medical benefits at approximately the same level of benefits that existed for employees using non-preferred providers prior to April 1, 1988. If the Committee determines that such a plan is financially viable and is otherwise feasible, the Committee is authorized to make such an insurance plan available to employees. The Committee is authorized to contribute on behalf of each participating employee the same dollar amount as is contributed for employees participating in the basic health plan and employees participating in HMO's, with the employee responsible for the balance of the premium.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds in the transportation equity fund, there is appropriated the sum of fifty thousand dollars (\$50,000) to be allocated to the metropolitan airport authority for the sole purpose of expansion of the airport and related facilities at the Springfield - Robertson County airport.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the appropriations made in this act to the various agencies and departments, there is hereby earmarked an amount not to exceed one hundred thousand dollars (\$100,000) pursuant to the provisions of Senate Bill 2041/House Bill 2331. The amount earmarked in this item shall take effect only if Senate Bill 2041/House Bill 2331 becomes law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of one hundred sixty two thousand dollars (\$162,000) to the Tennessee Consolidated Retirement System for the purposes of funding an increase in retirement benefits as provided under Public Chapter __ of 1988 (Senate Bill 1547 / House Bill 1437). This appropriation shall take effect only if Senate Bill 1547 / House Bill 1437 becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred thousand dollars (\$200,000) to Middle Tennessee State University for the sole purpose of paving a parking lot at the livestock pavilion.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to all other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Stewart County for the construction, maintenance, improvement, and/or purchase of a portable building for Stewart County.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to all other funds appropriated by the provisions of this act, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) for a feasibility study for the expansion of the Johnsonville Historic Area into a full state park at Trace Creek on Kentucky Lake.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Montgomery County for renovation and repair of the Montgomery County Historical Museum.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to all other funds appropriated by this act, there is hereby appropriated the sum of nine thousand eight hundred thirty dollars (\$9,830) to the Tennessee Consolidated Retirement System for purposes of funding the provisions of Public Chapter __ of 1988 (Senate Bill No. 1341 / House Bill No. 1328. The appropriation made herein shall take affect only if Senate Bill No. 1341 / House Bill No. 1328 becomes law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thirteen thousand dollars (\$113,000) to the Tennessee School for the Blind for the Teacher Infant Parent Services program for the sole purpose of establishing an early intervention program for visually impaired children in Tennessee from birth to three (3) years of age.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to all other funds appropriated by the provisions of this act, there is appropriated a sum not to exceed \$5,285.50 to pay any unpaid balance due Magna Carta in America. This appropriation is subject to the approval of the amount due by the Commissioner of Finance and Administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty-five thousand dollars (\$85,000) to the East Tennessee Children's Museum, Inc.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand dollars (\$60,000) to the General Assembly to defray the expenses of the National Conference of State Legislatures to be held in Nashville in 1990. The appropriation made in this item shall not revert to the general fund on June 30, 1989, but shall be carried forward in a reserve for such purpose.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of human services for the sole purpose of making a grant in such amount to The King's Daughters Day Home for the purpose of providing additional facilities for child care services.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of education for the sole purpose of making a grant in such amount to the Mary Walker Foundation.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of conservation for the sole purpose of making a grant in such amount to be divided equally between the volunteer fire departments in Decatur County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of finance and administration for the sole purpose of making a grant in such amount to Waynesboro, Tennessee, for Project Tomorrow.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the Tennessee children's services commission for the purpose of continuing court appointed special advocate programs.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighteen thousand dollars (\$18,000) to the Mississippi River Parkway Commission.

AND FURTHER AMEND by adding the following new items at the end of Section 43:

Item __. The appropriation made in Chapter 457, Public Acts of 1987, in Section 12, item 15, is hereby reappropriated to the Tennessee Arts Commission to be allocated to the Tipton

County Fine Arts Council for the Ruffin Theater. The allocation is subject to a twenty-five percent match in cash and/or in-kind by such Council.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Heritage Museum in Erwin, Tennessee for the sole purpose of making general improvements at such museum.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million six hundred forty-seven thousand eight hundred dollars (\$1,647,800) to the department of mental health and mental retardation for the purpose of rate adjustments for mental retardation community services. Expenditure of these funds is subject to a plan of allocation by the department of mental health and mental retardation and approval by the commissioner of finance and administration. Provided, however, that the allocation plan shall be subject to review by the Special Joint Committee created by House Joint Resolution number 412 of the Ninety-fifth General Assembly relative to mental retardation delivery systems and such committee must conduct such review in a reasonable period of time before the commissioner of finance and administration gives final approval to the allocation of funds pursuant to this item.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds already appropriated to the Department of Conservation, Tennessee Historical Commission by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) for Rocky Mount Historical Association. These funds are for operational expenses on a recurring basis.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-seven thousand five hundred dollars (\$37,500) to the department of conservation for the sole purpose of

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making a grant in such amount to Gibson County for fire fighting equipment for rural fire protection.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated in this act, there is hereby appropriated the sum of \$301,000 to the Department of Mental Health and Mental Retardation to provide matching funds for federal aid available under the Stewart B. McKinney Homeless Assistance Act (P.L. 100-77). There is further appropriated \$250,000 in federal aid funds.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seven thousand five hundred dollars (\$7,500) to the state historical commission for the sole purpose of making a grant in such amount to the Cleveland Public Library to employ a consultant to initiate the process of establishing a local history museum in the historic Craigmiles House.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other appropriation made by this act, there is appropriated the sum of thirty-six thousand five hundred dollars (\$36,500) to the department of health and environment for the purpose of including Madison County in the residential home for the aged reimbursement program per the program provided for in Tennessee Code Annotated, Section 12-4-320.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred sixty thousand dollars (\$160,000) to the Tennessee Council for the Hearing Impaired for the sole purpose of allocating such funds to the five (5) regional community service centers for the deaf located in Chattanooga, Knoxville, Johnson City, Nashville and Memphis. Such funds shall be allocated in such manner that each center receives total state funding of one hundred thousand dollars (\$100,000).

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Tennessee Film, Entertainment and Music Commission for the sole purpose of making a grant in such amount to the Memphis and Shelby County Film, Tape and Music Commission for general support and operating funds. The appropriation made in this item shall be nonrecurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of State the sum of fifty thousand dollars (\$50,000) for the purchase of ballot boxes by the coordinator of elections.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000) to the department of agriculture for the sole purpose of making a grant in such amount to the Tennessee Beef Agribition for the purpose of promotion and advancement of Tennessee's leading agricultural commodity - beef.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy thousand dollars (\$70,000) for the purpose of implementing Senate Bill 2451 / House Bill 2147, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of thirteen thousand nine hundred forty dollars (\$13,940) to the Tennessee Historical Society for the purpose of printing two thousand (2000) copies of the 1967-1986 cumulative index to the Tennessee Historical Quarterly.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifteen thousand dollars (\$15,000) to the Tennessee commission on the holocaust so that the commission shall receive total state funding of thirty thousand dollars (\$30,000) for the 1988-1989 fiscal year.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifteen thousand dollars (\$15,000.00) to the city of Westmoreland for public works purposes.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Revenue the sum of

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fifty-eight thousand five hundred dollars (\$58,500) for the purpose of administering the provisions of Chapter 572 of the Public Acts of 1988.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Revenue the sum of thirty-two thousand six hundred eighty-five dollars (\$32,685) for the purpose of administering the provisions of Chapter 562 of the Public Acts of 1988.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred seventeen thousand one hundred dollars (\$117,100) to the general assembly to implement the governor's pay plan for state employees in the legislative branch.

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred twenty-one thousand two hundred dollars (\$121,200) to the department of state to implement the governor's pay plan for state employees in such department.

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred six thousand five hundred dollars (\$106,500) to the office of the comptroller of the treasury to implement the governor's pay plan for state employees in such office.

Item ___. In addition to any other funds appropriated by the provisions of this act there is appropriated the sum of forty thousand dollars (\$40,000), thirty-four thousand dollars (\$34,000) of which shall be appropriated from departmental revenues, to the department of the treasury to implement the governor's pay plan for state employees in such department.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-four thousand dollars (\$34,000) to the department of conservation for the sole purpose of making a grant in such amount to the city of Elizabethton for the purpose of replacing the roof on the old National Guard Armory so that such building may be used as a recreation center; provided, however, that the commissioner of finance and administration shall not release such funds until the city matches such funds at the rate of one dollar (\$1.00) of local funds for each one dollar (\$1.00) of state funds.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the department of agriculture for the sole purpose of making a grant in such amount to Grundy County for the sole purpose of constructing a pole barn to be used for a Grundy County Youth Agricultural Education Center.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Tennessee consolidated retirement system the sum of nine hundred dollars (\$900) representing estimated first year's funding costs for Senate Bill 542 / House Bill 439. This appropriation shall take effect only if Senate Bill 542 / House Bill 439 becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. Subject to the passage of SB 1633 / HB 2091 relative to the authority of the Supreme Court to waive the ceilings on criminal indigent defense compensation in exceptional cases, there is hereby appropriated the additional sum of one hundred thirty-one thousand dollars (\$131,000) to the executive secretary of the supreme court for indigent defense compensation.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five thousand eight hundred and twenty-five dollars (\$5,825) to the Tennessee Consolidated Retirement System for purposes of funding the benefits provided under Public Chapter of 1988 (Senate Bill 1890 / House Bill 1505). The appropriation made herein shall take effect only if Senate Bill 1890 / House Bill 1505 becomes law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the department of conservation for the sole purpose of providing or making a grant for lighting and improvements at Hopewell Youth Ballpark in Bradley County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Board of Medical Examiners, an amount equal to eighty-five percent (85%) of the additional revenue which is generated by any increase in the annual physician license renewal fee if such additional revenue is generated as a result of an increase in the annual renewal fee occurring after July 1, 1988. It is the express legislative intent that eighty-five percent (85%) of any revenue generated by the board from a license renewal fee increase in the upcoming fiscal year be returned to the board from the State General Fund in order to provide for the operation of the Board of Medical Examiners.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of human services for the sole purpose of making a grant in such amount to the Nashville South Street Community Center to be used for maintenance of the facility and to make repairs and renovations to comply with applicable building codes.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to Roane County to repair the entrance to Mt. Roosevelt Overlook.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand ninety-six dollars (\$30,096) for the purpose of implementing Senate Bill 1109 / House Bill 540, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the City of Jonesboro for flood control. The appropriation made in this item is subject to the approval of the state building commission. Any funds appropriated by the provisions of this item which remain unobligated or unexpended on June 30, 1989, shall not revert to the general fund but shall remain available until expended in accordance with the provisions of this item.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million dollars (\$1,000,000) for the purpose of implementing Senate Bill No. 1503 / House Bill No. 1705, if such bill becomes law.

*** AND FURTHER AMEND** by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) from the general fund to the department of transportation to complete the Reelfoot Spillway Project.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to Tennessee

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State University for the Special Service - Upward Bound program. The appropriation made in this item shall be recurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Department of Mental Health and Mental Retardation for the sole purpose of contracting with Siskin Memorial in Chattanooga to provide services for thirty (30) mentally retarded, multiple handicapped pre-school children.

AND FURTHER AMEND by adding the following new items at the end of Section 37:

Item _____. From the appropriations made in Section 4 of this act for defense counsel awards, there is hereby appropriated to the Attorney General and Reporter the sum of three hundred twenty-five thousand dollars (\$325,000) for the purpose of establishing five (5) attorney positions and three (3) support positions to enable the Attorney General to defend state officials and employees in litigation which arises from actions taken in the course of official state duties. Further, from the appropriations made in Section 4 of this act for defense counsel awards, there is hereby appropriated to the State Treasurer the sum of forty-six thousand five hundred sixty dollars (\$46,560) for the purpose of funding one (1) attorney position to provide legal assistance to the Board of Claims and the Defense Counsel Commission.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to all other monies appropriated to the University of Tennessee, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) to be used to establish pilot projects in American Sign Language in conjunction with the state board of education, the state department of education, and the state board of regents.

AND FURTHER AMEND by adding the following new item at the end of Section 36:

Item _____. The unexpended balance of the appropriation made in Item 60 of Section 12 of Chapter 457 of the Public Acts of 1987 is hereby reappropriated to the Tennessee Neighborhood Development Corporation for the purpose of making a grant to the first recognized and approved local neighborhood development corporation.

AND FURTHER AMEND by adding the following new items at the end of Section 37:

Item _____. In addition to the appropriations made in this act and in Chapter 457, Public Acts of 1987, to the State Election Commission, there is hereby appropriated the sum of two hundred twenty-five thousand dollars (\$225,000) in the fiscal year ending June 30, 1988, and two hundred twenty-five thousand dollars (\$225,000) in the fiscal year ending June 30, 1989. Said appropriations are for the purpose of paying salary supplements to the eligible voting registrars-at-large.

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AND FURTHER AMEND by deleting the original Item 19 of the original Section 41 in its entirety and by substituting instead the following:

Item 19. The appropriation made in Section 1, Title III-24, for higher education equipment is subject to allocation among institutions by the higher education commission and the commissioner of finance and administration. It is intended that these allocations be in addition to those monies provided through the base appropriations as determined by the higher education commission and approved by the commissioner of finance and administration. Institutions will be required to match these allocations on a dollar for dollar basis. The higher education commission and the commissioner of finance and administration may approve waivers on the matching requirement where warranted. The commissioner of finance and administration is authorized to transfer the appropriation to the institutions of higher education. Provided, however, that the match requirement and the approval of waivers shall be subject to review by the fiscal review committee and such committee must conduct such review in a reasonable period of time before the commissioner of finance and administration gives final approval to the allocation of funds pursuant to this item.

AND FURTHER AMEND by adding the following new items at the end of Section 43:

Item __. The appropriation made in Chapter 937, Public Acts of 1986, in Section 12, item 33, is hereby reappropriated to the department of finance and administration for the purpose of making a grant for the renovation of the Paramount Center in Bristol. Said grant is subject to a cash and/or in-kind match of one-to-one.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the department of transportation by the provisions of this act, there is earmarked a sum not to exceed fifty thousand dollars (\$50,000) to be allocated to the National Association of Civilian Conservation Corps Alumni (NACCCA) for the erection of markers in state parks, as provided in Senate Bill 1360 / House Bill 1637. This appropriation shall take effect only if Senate Bill 1360 / House Bill 1637 becomes a law.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. Notwithstanding any other provision of law to the contrary and in addition to any other appropriation provided herein, there is hereby appropriated to the Department of Revenue the amount of sixty-seven thousand four hundred fifty dollars (\$67,450) for the purpose of administering the provisions of Senate Bill 2126 / House Bill 1913.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From monies received in connection with oil overcharge judgments and earnings accruing thereon in excess of such funds otherwise appropriated in this act, there is hereby appropriated to the department of

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economic and community development the sum of three million dollars (\$3,000,000) for The Elk Regional Resource Authority (TERRA), created pursuant to Title 64, Chapter 5, Tennessee Code Annotated, as amended. The commissioner of economic and community development is hereby authorized to establish reasonable terms and conditions in connection with the expenditure of the funds appropriated hereby. Any funds appropriated hereby that remain unexpended at the end of any fiscal year shall not revert to the general fund but shall remain available for TERRA within the budget of the department of economic and community development until June 30, 1993. This appropriation is subject to the availability of oil overcharge funds for this purpose as certified by the commissioner of finance and administration.

From monies received in connection with oil overcharge judgments and earnings accruing thereon in excess of such funds otherwise appropriated in this act or by this item, there is hereby appropriated to the department of human services the sum of two million dollars (\$2,000,000) for the Low Income Energy Assistance Program (LIEAP) and two million dollars (\$2,000,000) for the low income residential weatherization program. This appropriation is subject to the availability of oil overcharge funds for this purpose as certified by the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to Tennessee State University the sum of three hundred forty thousand dollars (\$340,000) for the purpose of providing additional funding for the minority scholarship program in accordance with the goal of the desegregation order.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to all other funds appropriated by the provisions of this act, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) to the Houston County Fire Department for the purchase of a fire engine and other fire-fighting equipment.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient not to exceed one hundred seventy thousand dollars (\$170,000) for the purpose of weatherization and roof and exterior repair of Harned Hall. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the state building commission.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred thousand dollars

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(\$200,000) to the department of tourist development for the sole purpose of making a grant in such amount to Historic Rugby, Inc. which may be used to provide matching funds for an anticipated National Endowment for the Humanities Challenge Grant, and/or the development of capital/educational facilities as outlined in Historic Rugby's Second Century Campaign program goals. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000) to the Tennessee Arts Commission for the sole purpose of making a grant in such amount to the Lincoln County Museum and Civic Center.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred forty thousand dollars (\$240,000) to be allocated as follows:

East Tennessee Human Resource Agency Knoxville, Tennessee	\$30,000
First Tennessee Human Resource Agency Johnson City, Tennessee	\$30,000
Mid Cumberland Human Resource Agency Nashville, Tennessee	\$30,000
Northwest Human Resource Agency Martin, Tennessee	\$30,000
South Central Human Resource Agency Fayetteville, Tennessee	\$30,000
South East Human Resource Agency Dunlap, Tennessee	\$30,000
* Southwest Human Resource Agency Henderson, Tennessee	\$30,000
Upper Cumberland Human Resource Agency . . . Algood, Tennessee	\$30,000

All funds appropriated pursuant to this item shall be appropriated and administered by the department of finance and administration. Provided, however, that each such human resource agency shall provide a match of twenty-five percent (25%) of the state appropriation made in this item prior to October 30, 1988, or the portion of the appropriation made to such agency for which such match is not provided shall be void and of no effect. The appropriations made in this item shall be subject to the approval of the commissioner of finance and administration.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the department of finance and administration to be allocated to the utility management review board for staff, travel expenses, supplies, communication expenses, postage, court reporters, and utilities studies.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of:

Beech River Watershed Development Authority	\$	15,000
Upper Duck River Development Agency	\$	52,500
Sequatchie Valley Planning and Development Agency	\$	21,000
Elk River Development Agency	\$	15,000

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of agriculture for the purpose of making a grant in such amount for land acquisition, development and equipment of the hydrocooler vegetable project in Cannon County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred ten thousand dollars (\$110,000) to the board of regents of the university and community college system for the purpose of allocating such funds to the Tennessee Fire School to be allocated as follows:

Cascade System	\$	2,500
Vehicle Replacement		30,000
Sprinkler Trailer		2,500
Breathing Apparatus		6,000
A/V Lending Library		15,000
Fueling System, Drill Field		15,000
Fireground Simulators		9,000
Part-time Program Equipment		30,000
Total\$		<u>110,000</u>

It is the intention of the general assembly that the appropriation made in this item be nonrecurring. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand dollars (\$40,000) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to the Stanton Garden and Historical Society for the sole purpose of preserving and restoring the Stanton Lodge and Old School located in Stanton, Tennessee.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand dollars (\$40,000) to the Tennessee historical commission for the sole purpose of making a grant in such amount to the Haywood County Conservation Board for the sole purpose of completion of the College Hill Restoration Project.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty-five thousand dollars (\$45,000) to the department of health and environment for the purpose of including Sequatchie, Hardeman, Fayette, and Knox Counties in the residential home for the aged reimbursement program, established pursuant to Tennessee Code Annotated, Section 12-4-320. The appropriation made by this item shall be subject to SB 2290 / HB 2207 becoming a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. Out of the funds raised from the fee extension provided for in Senate Bill 1350 / House Bill 1332, there is appropriated to the Department of Safety the sum of \$2,612,100 for the purpose of allowing the department to employ and equip up to forty-three (43) new highway patrol troopers, five (5) new highway patrol sergeants, and two (2) new highway patrol lieutenants. Any funds remaining from the fee extension after the establishment, filling, and equipping of these positions are hereby appropriated to the Tennessee Department of Transportation. All the appropriations made herein are subject to Senate Bill 1350 / House Bill 1332 becoming a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred forty-six thousand seventy-five dollars (\$246,075) for the purpose of implementing Senate Bill 2375 / House Bill 2313, if such bill becomes a law. The appropriation made in this item shall not take effect unless House Bill No. 1332 / Senate Bill No. 1350 also becomes law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred thousand dollars (\$200,000) for the sole purpose of preplanning new library facilities at Memphis State University, and three hundred thousand dollars (\$300,000) for the sole purpose of preplanning new library facilities at Shelby State Community College.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of seventy-six thousand dollars (\$76,000) to the Carroll County Watershed Authority for the purpose of funding expenses of the Beaver Creek Flood Plain Management Study as estimated below:

Aerial photography-flying	\$	4,500
Photo Development		1,500
Photo grammetric mapping		70,000

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-nine thousand seven hundred seventy-four dollars (\$99,774) for the purpose of implementing Senate Bill 1811 / House Bill 1544, if such bill becomes a law. The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of twenty thousand dollars (\$20,000) to the Oak Ridge Children's Museum.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of conservation for the sole purpose of making a grant in such amount to Bradley County for the purpose of constructing a Bradley/Cleveland Youth Center.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum not to exceed two hundred thousand dollars (\$200,000) to Shelby County for the construction of a boat ramp in Shelby County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred ninety-six thousand dollars (\$296,000) to the department of conservation for the sole purpose of constructing a visitor's center at Frozen Head State Park. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the commissioner of conservation.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the Nashville Minority Business Development Center.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-six thousand dollars (\$76,000) to the Beck Cultural Center in the City of Knoxville.

AND FURTHER AMEND by adding the following new items at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty thousand dollars (\$80,000) for the completion of the Fountain City Lake and Park Project in Knox County. The appropriation made in this item shall be nonrecurring.

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty thousand dollars (\$80,000) for the repair and renovation of buildings at Chilhowee Park in Knoxville and for an east Tennessee livestock and agricultural exposition center. The appropriation made in this item shall be nonrecurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Revenue the sum of eighteen thousand eight hundred dollars (\$18,800) for the purpose of administering the provisions of Senate Bill 1778 / House Bill 1732. This appropriation is subject to Senate Bill 1778 / House Bill 1732 becoming a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety thousand dollars (\$90,000) to the University of Tennessee for the sole purpose of expanding the sales ring of the bull performance testing station and constructing a conference room to seat 175 to 200 persons at the Middle Tennessee Agricultural Experimental Station located at Spring Hill, Tennessee.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee Arts Commission for the sole purpose of making a grant in such amount to the Rose Center and Council for the Arts in Morristown, Tennessee, for the sole purpose of building restoration and construction.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of six thousand dollars (\$6,000) to the department of health and environment for the purpose of including Grundy County in the residential home for the aged reimbursement program established by Tennessee Code Annotated, Section 12-4-320.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Dickson County for the repair, renovation and preservation of the county courthouse which is listed on the National Register of Historic Places.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thirteen thousand dollars (\$113,000), which shall be a recurring appropriation, and fifty thousand dollars (\$50,000), which shall be a nonrecurring appropriation, for the purpose of implementing the provisions of Senate Bill 1130 / House Bill 1127. This appropriation shall take effect only if Senate Bill 1130 / House Bill 1127 becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighteen thousand five hundred dollars (\$18,500) for renovation and improvement of the Sumner County Museum including, but not limited to, insulation and climate control mechanisms.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) for the purpose of implementing Senate Bill 2008 / House Bill 1758, if such bill becomes a law. This appropriation is subject to submission to and approval by the commissioner of finance and administration of a plan for distribution of such grants.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by Section 1, Title II-2, there is appropriated the sum of one hundred fifty thousand dollars (\$150,000) to the executive secretary of the supreme court for the sole purpose of matching federal funds to maintain and operate a capital case resource center of Tennessee so as to expedite litigation and improve the administration of justice by assisting court appointed lawyers in capital cases.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred nine thousand dollars (\$109,000) to support and encourage community based initiatives to prevent the occurrence of pregnancy among Tennessee's children aged ten (10) through seventeen (17) and to address the problems arising from parenthood by such children, such appropriation to be allocated in the following manner:

(a) Five thousand dollars (\$5,000) to the interdepartmental coordination council, created by Tennessee Code Annotated, Section 37-3-108, for development and implementation of a public awareness campaign; provided, however, that the appropriation of such five thousand dollars (\$5,000) is contingent upon Senate Bill 2465 / House Bill 2342 becoming law.

(b) Thirty-one thousand five hundred dollars (\$31,500) to the interdepartmental committee, created by Tennessee Code Annotated, Section 37-3-111, to provide financial assistance to community based initiatives designated as model teenage pregnancy programs; provided, however, that appropriation of such thirty-one thousand five hundred dollars (\$31,500) is contingent upon passage of Senate Bill 2464 / House Bill 2345.

(c) Ten thousand five hundred dollars (\$10,500) to the interdepartmental committee, created by Tennessee Code Annotated, Section 37-3-111, for organization and presentation of regional conferences to showcase community based initiatives designated as model teenage pregnancy programs; provided, however, that appropriation of such ten thousand five hundred dollars (\$10,500) is contingent upon passage of Senate Bill 2406/House Bill 2346.

(d) Thirty thousand dollars (\$30,000) to the interdepartmental coordination council, created by Tennessee Code Annotated, Section 37-3-108, for establishment and implementation of a system of competitive grants in order to financially encourage and support creation of community based programs and projects which seek to replicate components of teenage pregnancy programs designated as model programs pursuant to Tennessee Code Annotated, Section 37-3-11; provided, however, that appropriation of such thirty thousand dollars (\$30,000) is contingent upon passage of Senate Bill 2407 / House Bill 2338.

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(e) Sixteen thousand dollars (\$16,000) to the interdepartmental coordination council, created by Tennessee Code Annotated, Section 37-3-108, for development and implementation of a program of technical support and assistance for local education agencies which desire to establish teen peer counseling groups; provided, however, that appropriation of such sixteen thousand dollars (\$16,000) is contingent upon passage of Senate Bill 2466 / House Bill 2340.

(f) Sixteen thousand dollars (\$16,000) to the department of health and environment for operation of the Tennessee informational clearinghouse on teenage pregnancy; provided, however, that the appropriation of such sixteen thousand dollars (\$16,000) is contingent upon Senate Bill 2462 / House Bill 2281 becoming law.

The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of five thousand dollars (\$5,000) for the purpose of implementing Senate Bill 2442 / House Bill 2391, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Revenue the sum of forty-two thousand four hundred fifty-five dollars (\$42,455) contingent upon Senate Bill 1354 / House Bill 1891 becoming a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the Southwest Tennessee Development District for the sole purpose of making a grant in such amount to the city of Selmer, Tennessee, for its recreational park in Selmer, Tennessee. The appropriation in this item shall be non-recurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Commerce and Insurance, Division of Regulatory Boards the sum of three hundred twenty-seven thousand two hundred twenty-one dollars (\$327,221) for the sole purpose of implementing the provisions of Senate Bill 1615 / House Bill 1606. This appropriation shall have no effect unless Senate Bill 1615 / House Bill 1606 becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the Oak Ridge YWCA for the purpose of assisting in the funding of operations to benefit emigrant language training, welfare, and other programs operated for the general welfare of the community.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty-three thousand three hundred seventy dollars (\$43,370) for the purpose of implementing Senate Bill 2161 / House Bill 1944, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred thousand dollars (\$200,000) to the department of finance and administration for the sole purpose of making a grant to the Memphis Food Bank/Metropolitan Inter-Faith Association for the purpose of acquiring a warehouse for their food bank operations. This appropriation is subject to a match of three hundred fifty thousand dollars (\$350,000) by the city of Memphis for this purpose.

AND FURTHER AMEND by adding the following new item at the end of Section 12

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand and one dollars (\$25,001) to Roane County for the sole purpose of making a grant in such amount to the Heritage Commission for historic preservation.

AND FURTHER AMEND by adding the following new item to Section 37:

Item __. The Commissioner of Finance and Administration is directed to transfer to the Public Service Commission six hundred thirty-three thousand (\$633,000) from funds in the Commission's railroad, utility, and motor carrier accounts previously appropriated to the Commission by Section 2, Item 3 of Chapter 457 of the Public Acts of 1987.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the commission on aging by the provisions of this act, there is earmarked the sum of one hundred thousand dollars (\$100,000) to be used solely and exclusively for funding the Retired Senior Volunteer Program (RSVP).

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the Tennessee historical commission by the provisions of this act, there is earmarked the sum of sixty

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thousand dollars (\$60,000) for the sole purpose of making a grant in such amount to the Tennessee historical society to publish, jointly with the state museum, a book on Tennessee furniture, to serve also as a catalog for the forthcoming exhibit at the state museum. The historical society and the state museum foundation shall equally divide any proceeds from the sale of such book and the society shall remit fifty percent (50%) of the gross proceeds to such foundation on a quarterly basis.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the department of education by the provisions of this act, there is earmarked the sum of two hundred thousand dollars (\$200,000) for the sole purpose of providing supervisors of attendance for all county wide school systems. For the purpose of distributing such funds, each such system shall be assumed to have one thousand four hundred seventy-one (1471) ADA.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to or available to the Tennessee Wildlife Resources Agency, there is earmarked the sum of fifty thousand dollars (\$50,000) for the purpose of contracting for the construction of an access and boat ramp on the left bank of the Mississippi River on or near River Mile Mark 795.8 off State Highway No. 19 near Ashport, Tennessee, in Lauderdale County.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the department of state for use in matching Federal Title II, Library Construction funds by the provisions of this act, there is earmarked the sum of twelve thousand dollars (\$12,000) to be allocated to Signal Mountain for the sole purpose of completing the town library.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated in this act to the "Drug Free Tennessee" program, there is hereby appropriated a sum sufficient to the department of mental health and mental retardation to make grants, subject to a local match, to provide qualified trainers to be available for inservice training of principals and teachers in signs and symptoms of student drug use and abuse and to provide a student assistance program in schools authorizing drug testing of students. This appropriation is subject to the passage of SB 1929 / HB 1663. The commissioner of finance and administration is authorized to transfer funds appropriated in this act for the "Drug FreeTennessee" program to the department of mental health and mental retardation as required. This appropriation is subject to approval by the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to be allocated to Volunteer State Community College for a sound system and related acoustical improvements for the gymnasium. The appropriation made in this item shall be nonrecurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the state historical commission for the sole purpose of making a grant to Rock Castle Historic Site for administrative equipment, interpretative programs and archaeological investigations.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of health and environment for the sole purpose of making a grant in such amount to the Van Buren County Community Development and Service Board.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. To the extent that federal funds available to the department of human services for rehabilitative services exceed the amount in Section 4, Title III-18-4.1 (\$33,291,900), there is hereby appropriated, in addition to the amounts in Section 1, Title III-17-4.1 (\$6,204,100), a sum sufficient not to exceed two hundred thousand dollars (\$200,000) to be available to match available federal funds.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of economic and community development for the sole purpose of making a grant in such amount to the Perry Co. Industrial Park in Linden, Tennessee.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-five thousand dollars (\$95,000) to the Tennessee children's services commission for the sole purpose of increasing the state juvenile justice supplement for each participating county from eight thousand five hundred dollars (\$8,500) to nine thousand five hundred dollars (\$9,500). The appropriation made in this item shall be subject to the approval of the commissioner of finance and administration.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee Neighborhood Development Corporation for the purpose of making grants to inner city neighborhood revitalization projects.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twelve thousand dollars (\$12,000) to the department of conservation for the sole purpose of making a grant in such amount to the town of Red Bank to be used for the sole purpose of renovating and rejuvenating an old city park.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred fifty thousand dollars (\$250,000) to the department of conservation for the sole purpose of making a grant in such amount to the McMinn County Living Heritage Museum. The appropriation made in this item shall be matched on a one for one basis; provided, however, that the funds may be matched by the value of real property, personal property, services, labor or other in kind match provided by such museum. The appropriation made in this item shall be subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-eight thousand dollars (\$38,000) to Henry County for building renovation, construction, or repair.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty thousand dollars (\$60,000) to the department of human services for the sole purpose of making grants in such amount to be allocated equally between domestic violence programs and the Nashville Coalition on Child Abuse.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) to the Dyer County Fair Association for an agricultural building.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to other funds appropriated to the Department of State, there is hereby appropriated the sum of nine hundred six thousand six hundred dollars (\$906,600) for use in matching Federal Title II, Library Construction Funds made available to Tennessee under the Library Services and Construction Act and which require matching on a 50/50 basis at the state and/or local level.

Subject to the approval of the State Library and Archives Management Board, the funds may be utilized in assisting with the matching of federal funds applied to library construction at the following locations across the state:

Anderson County/Lake City
Bledsoe County/Pikeville
Carter County/Elizabethton
Cheatham County/Kingston Spgs.
Davidson County/Nashville
Decatur County/Decaturville
Fentress County/Jamestown
Franklin County/Winchester
Grainger County/Bean Station
Grundy County/Altamont
Hamilton County/Chattanooga
Hardeman County/Bolivar
Henry County/Paris
Houston County/Erin

Madison County/Jackson
McNairy County/Adamsville
Roane County/Kingston
Rutherford Co./Murfreesboro
Scott County/Oneida
Sequatchie County/Dunlap
Sullivan County/Blountville
Sumner County/Millersville
Sumner County/Westmoreland
Unicoi County/Erwin
Weakley County/Dresden
Weakley County/Martin
Williamson County/Fairview
Wilson County/Lebanon

Provided, however, the utilization of State funds for matching purposes shall not exceed the ratio of seventy-five percent (75%) state and twenty-five percent (25%) local funds.

These funds shall remain available until expended for the purposes for which they were appropriated.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred fifty thousand dollars (\$150,000) to the department of economic and community development for the sole purpose of making a grant in such amount to the City of Caryville for the purpose of acquiring and/or improving real property for an industrial park; provided, however, that the commissioner of finance and administration shall not release such funds unless the city matches such funds at the rate of one dollar (\$1.00) of local funds for each one dollar (\$1.00) of state funds or unless such commissioner determines that the matching requirement should be waived. The appropriation made in this item shall be nonrecurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Lawrence County for the Lawrence County Tomorrow program.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to Lewis County for the Lewis County Tomorrow program.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the department of agriculture for the sole purpose of making a grant in such amount to the Tennessee Walking Horse Breeders and Exhibitors Association for use in the futurity program of such association. The appropriation made in this item is subject to the approval of the commissioner of finance and administration and the commissioner of agriculture.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the City of Kingsport for the sole purpose of funding the construction phase of Bays Mountain City Park learning center.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to the department of conservation for the sole purpose of making a grant in such amount to the city of Gruetli-Laager for the sole purpose of completing the Gruetli-Laager Volunteer Recreation Park; provided, however, that the commissioner of finance and administration shall not release such funds unless such city matches such funds at the rate of one dollar (\$1.00) of local funds for each one dollar (\$1.00) of state funds.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the city of Brentwood for the purpose of developing recreation facilities on land purchased from the state to provide such facilities to the two (2) schools located adjacent to such property.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one thousand dollars (\$1,000) to the Tennessee Historical Commission for the sole purpose of making a grant in such amount to Rock House in White County. The appropriation made in this item shall be recurring.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Hickman County for the purpose of acquiring property for and developing an industrial park; provided, however, that the commissioner of finance and administration shall not release such funds until such county matches such funds at the rate of one dollar (\$1.00) of local funds for each one dollar (\$1.00) of state funds. This appropriation shall be held by the commissioner of finance and administration until an appropriate site is located and the acquisition is made.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of finance and administration for the sole purpose of making a grant in such amount to Grainger County for purchase of equipment. The appropriation made in this item is subject to the rules and regulations of the department of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of finance and administration for the sole purpose of making a grant in such amount to Jefferson County for the renovation of public facilities. The appropriation made in this item is subject to the rules and regulations of the department of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eight thousand dollars (\$8,000) to the department of tourist development for the sole purpose of making a grant in such amount to the Sulfur City Association in Red Boiling Springs for tourist attraction activities.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the department of conservation for the sole purpose of making a grant in such amount to the City of Bristol for the purchase of materials to be used in the construction of a nature center at Steele Creek Park.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to the department of transportation for the sole purpose of resurfacing state aid road number 7607 in Scott County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In implementing the provisions of Tennessee Code Annotated, Section 4-7-205, no employee's salary shall be reduced.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighteen thousand five hundred dollars (\$18,500) to the city of Sparta for the sole purpose of installing lights at the joint city-county ball park of the city of Sparta.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of economic and community development for the sole purpose of making the grants to purchase firefighting equipment in the following amounts:

Scott County	\$12,000
Pickett County	8,000
Clay County	10,000
Jackson County	10,000
Macon County	10,000

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred thousand dollars (\$200,000) to the department of veterans' affairs for establishment of a veterans' nursing home in Rutherford County. The appropriation made in this item shall be nonrecurring. The funds appropriated by the provisions of this item shall be reimbursed by such department from excess revenues from the operation of such nursing home.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of six thousand dollars (\$6,000) to the department of military for the purpose of reconstruction work on the "Trail of Tears" in Warren County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000) to the Memphis Minority Business Development Center for the purpose of matching federal funds.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to the appropriations made to the Department of Economic and Community Development in Chapter 457, Public Acts of 1987 and in Section 1 of this act, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) to pay the 1987-88 and 1988-89 state membership dues to the Southern Center for International Studies, the annual dues being twenty-five thousand dollars (\$25,000). The appropriation made in this item is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to Lake City for promotion of tourism.

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the historical commission for the sole purpose of making a grant to the Union County Historical Museum.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million five hundred thousand dollars (\$1,500,000) to the department of human services, family assistance division, for the purpose of implementing the buy-out of child support bonus payments in the food stamp program which will increase the amount of food stamps available to affected AFDC recipients.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the city of Gleason for acquisition of property for industrial development.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the city of Sharon for acquisition of property for industrial development.

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AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty thousand dollars (\$20,000) to the department of conservation for the sole purpose of making a grant for lighting and improvements at Cornersville Youth Ballpark in Marshall County.

AND FURTHER AMEND by adding the following new item at the end of Section 36

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the Tennessee department of conservation for the sole purpose of constructing two (2) ramps to the sheltered fishing pier beneath the C. B. Robinson Bridge.

AND FURTHER AMEND by adding the following new item at the end of Section 37:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated from fees collected by the department of state from filing of corporate documents, the sum of three hundred eighty-four thousand one hundred dollars (\$384,100) to such department. Such funds shall be allocated as follows:

(1) Sixty thousand five hundred dollars (\$60,500) to other expenditures to fund the cost of an initial feasibility study concerning the automation of the Uniform Commercial Code filing system; and

(2) Three hundred twenty-three thousand six hundred dollars (\$323,600) to other expenditures to be allocated as follows:

(a) two hundred forty-five thousand seven hundred dollars (\$245,700) to be utilized in covering the billings from ISSD for the development of the Corporate Management System, and

(b) seventy-seven thousand nine hundred dollars (\$77,900) to cover the cost of the personal computer buy-out as requested by the department of finance and administration.

The appropriation made in item (1) of this item shall take effect July 1, 1988 and the appropriation made in item (2) of this item shall take effect upon becoming a law, the public welfare requiring it.

AND FURTHER AMEND by deleting Section 1, Title III-5, item 2 which reads as follows:

Historical Commission817,400.00

and by substituting instead the following and by adjusting all totals and subtotals accordingly;

Historical Commission850,096.00

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AND FURTHER AMEND in Section 1, Title III.9.3.4.a, Educational Television, by deleting the figure \$3,197,100.00, and substitute instead the figure \$3,397,100.00, and change the running totals as appropriate.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. The appropriation of one million dollars (\$1,000,000) to the Tennessee Arts Commission to fund community grants shall be administered by the Tennessee Arts Commission. In administering these grants, the Tennessee Arts Commission shall follow its existing regular guidelines to ensure equitable statewide distribution of these grants and equitable distribution among various arts.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the Obion-Forked Deer Basin Authority, there is hereby allocated the sum of one hundred fifty thousand dollars (\$150,000) to make a grant not to exceed one hundred fifty thousand dollars (\$150,000) to Dyer County for necessary repairs on the Dyer County Little Levee.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds appropriated to the Tennessee Arts Commission, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) for the sole purpose of making a grant in such amount to the Lakewood Theatre Company, Inc. for the purpose of constructing a theatre building providing that such funds are matched on a one-to-one basis by such theatre company.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From funds appropriated to the Tennessee Arts Commission, there is appropriated the sum of twenty eight thousand dollars (\$28,000) to employ one (1) full time employee to fill the position and perform the functions outlined pursuant to Senate Bill 1840 and House Bill 1688, if such bill becomes law.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the appropriations made to the departments of economic and community development and tourism for advertising, at least fifty thousand dollars (\$50,000) in advertising by each department shall be placed in minority enterprise magazines.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. From the funds deposited in the account created pursuant to Tennessee Code Annotated, Section 62-13-208, there is appropriated the sum of three hundred twelve thousand five hundred dollars (\$312,500) to be expended in accordance with the provisions of Tennessee Code Annotated,

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Section 62-13-108; provided, however, that such funds shall be matched on a one for one basis pursuant to the provisions of Tennessee Code Annotated, Title 49, Chapter 7, Part 5.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the department of agriculture the further sum of thirty-five thousand dollars (\$35,000) to fund the salary and necessary expenses, including travel expenses, for one (1) nematologist position in the department.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to the figure authorized for expenditure by the Public Service Commission in Section 1, Title III-1, Item 6 and other authorized funds, there shall be authorized an additional amount of one million seven hundred sixty-six thousand six hundred dollars (\$1,766,600) for the purpose of creating and funding forty-three (43) staff positions of which forty (40) shall be motor carrier safety employees.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the Department of Conservation the further sum of two hundred forty-two thousand dollars (\$242,000) for the development of the Eva Beach park site, including renovation of the restroom facility, construction of a picnic shelter, expansion of parking facilities, road improvements, and eight (8) picnic tables/pads with grills.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of sixty-three thousand nine hundred dollars (\$63,900) to the Tennessee Council of Juvenile and Family Court Judges to be allocated as follows:

One professional person (systems analyst) salary and benefits	\$ 23,400
One Administrative Secretary II salary and benefits	16,250
One half-time keypunch operator salary and benefits	7,400
Office equipment	2,000
Supplies	2,000
Copy machine	4,800
Printing and mailing of Annual Report	1,200
Computer maintenance fee	750
Communications	1,200
Travel	1,000
Additional office space (based on current rental rate) (300 sq. ft. of additional space)	3,900
Total	\$ <u>63,900</u>

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty-nine thousand dollars (\$49,000) to the human rights commission for travel expenses, speaker honorarium, expenses involved in co-hosting the governor's equal employment conference, peripheral computer equipment and central computer usage expenses, and office furniture expenses.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of State the sum of one hundred thousand dollars (\$100,000) for additional positions in the Services Division and associated support costs in order to improve response time to public informational inquiries.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act to the Tennessee State Museum, there is hereby appropriated the further sum of thirty-three thousand three hundred sixty dollars (\$33,360) to be allocated as follows:

- | | | |
|---|----|--------|
| (1) Hiring one (1) additional curatorial aide | \$ | 12,270 |
| (2) Hiring one (1) information representative | | 21,090 |

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act to the Tennessee Historical Commission, there is hereby appropriated a further sum of sixty-three thousand three hundred dollars (\$63,300) to be allocated as follows:

- | | | |
|---|----|--------|
| (1) Upgrade nine (9) existing staff positions | \$ | 19,900 |
| (2) One-half (1/2) match for hire of one (1) federal historic preservationist | | 18,400 |
| (3) Addition to discretionary grant fund | | 25,000 |

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of twenty-seven thousand two hundred sixty-three dollars (\$27,263) to the Tennessee state museum for the purpose of creating and funding a position of curator of the capitol.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred seventy-one thousand six hundred dollars (\$171,600) to the comptroller of the treasury for the sole purpose of paying salary, benefits and related expenses of additional auditors to perform limited program review audits under the Tennessee governmental entity review law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to all other funds appropriated by this act to the Commission on Aging, there is hereby appropriated the further sum not to exceed five hundred thousand dollars (\$500,000) to match all available federal funds to the Tennessee Commission on Aging for the purpose of funding a home delivered meal service for elderly persons.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighty-two thousand nine hundred dollars (\$82,900) for the purpose of providing staff to, and funding expenses of the Select Joint Committee on Children and Youth for the 1988-1989 fiscal year. In addition, all funds remaining from the appropriation made to host the 1986 Southern Legislators' Conference on Children and Youth are hereby reallocated to provide funding for the Select Joint Committee on Children and Youth for the remainder of the 1987-1988 fiscal year.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to any other funds appropriated to the Department of Human Services for the Aid to Families with Dependent Children (AFDC) Program, there is hereby appropriated to the department the further sum of two million three hundred sixty-four thousand dollars (\$2,364,000) for the purpose of providing AFDC grants at amounts equal to at least forty-seven and one-half percent (47.5%) of the AFDC standard of need. There is further appropriated the sum of four hundred seventy-six thousand three hundred dollars (\$476,300) to the department of health and environment for the Medicaid program.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one million seventy-five thousand two hundred dollars (\$1,075,200) to the department of mental health and mental retardation to be allocated to alcohol and drug services in accordance with proposals developed by the commissioner of mental health and mental retardation.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated from the General Fund to the Wildlife Resources Agency the sum of five hundred forty-five thousand fifty-two dollars (\$545,052) for the purpose of matching U. S. Army Corps of Engineers funds to help implement a feasibility study recommended in a September, 1987, report by the Reelfoot Legislative Task Force for the protection and the enhancement of Reelfoot Lake and its ecosystem. The feasibility study is considered essential to ensure the long term existence of Reelfoot Lake and its ecosystem as it is presently known.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to the department of transportation, mass transit division, for the purpose of increased continuation funding for Special Transit Services, Inc. through the Chattanooga Area Regional Transportation Authority. This appropriation is subject to approval by the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the department of conservation the sum of twenty-five thousand dollars (\$25,000) for the sole purpose of making a grant in such amount to the Lakewood City Commission for the purpose of repairing and improving the Lakewood Park for the benefit and use of Lakewood and Old Hickory residents.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) to the Knoxville Museum of Art.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two million two hundred fifty thousand dollars (\$2,250,000) to the department of conservation for the sole purpose of making grants to the following institutions in the following amounts:

Memphis Pink Palace	\$750,000
Cumberland Museum	750,000
Knoxville Student's Museum	375,000
Knoxville Museum of Art	375,000

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the General Assembly to fund the provisions of Senate Bill 1430/House Bill 2280, if such bill becomes a law, a sum of three hundred forty-three thousand two hundred dollars (\$343,200).

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. The unexpended balance, in the amount of \$100,000 of the appropriation made to the Memphis and Shelby County YMCA under Section 12, Item 38 of Chapter 457, Public Acts of 1987, is hereby reappropriated to the department of finance and administration for the purpose of making a grant to the Memphis and Shelby County YMCA to help fund the Memphis and Shelby County YMCA Outreach Program to the economically disadvantaged in the community, a public purpose.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the Tennessee Valley Center.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred thirty thousand dollars (\$330,000) to the Department of Correction for the purpose of establishing a pilot project for a drug treatment program for state offenders in Shelby County. This appropriation is for the purpose of implementing Senate Bill 2376 / House Bill 2361, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of two hundred fifty thousand dollars (\$250,000) to the Alzheimer's Center of Upper East Tennessee, Inc. for the purpose of providing partial funding for the capital costs of renovation of the former James Madison Elementary School in Kingsport, Tennessee, as an Alzheimer's disease center for Upper East Tennessee.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the sum of fifty thousand dollars (\$50,000) to the department of conservation for the purpose of funding excavation at the Pinson Mounds State Park.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ninety-nine thousand six hundred dollars (\$99,600) to the department of mental health and mental retardation to fund a pilot program to reimburse licensed supportive living facilities for the mentally ill for the purpose of implementing Senate Bill 1807 / House Bill 2065, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. The state building commission and an appropriate agency of the metropolitan government of Nashville and Davidson County as designated by the metropolitan mayor, shall conduct a study of the need for, location, size, cost, financing, and any other pertinent factors concerning a stadium facility available for use both by the Tennessee State University and the metropolitan government of Nashville and Davidson County, including metropolitan schools. The state building commission and the appropriate metropolitan agency shall submit their findings and recommendations to the governor, general assembly, metropolitan mayor, and metropolitan council by January 15, 1989. There is hereby appropriated one hundred fifty thousand dollars (\$150,000) for the purpose of providing an equal dollar match of one hundred fifty thousand dollars (\$150,000) from the metropolitan government of Nashville and Davidson County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated to the department of transportation a sum sufficient for the sole purpose of installing a caution signal light at the intersection Tennessee Highway 125 and Tennessee Highway 57 in the city of Middleton in Hardeman County.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of fifteen thousand dollars (\$15,000) to the Cerebral Palsy Housing Corporation.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred thousand dollars (\$300,000) to assist in the first year implementation of the Shelby County Free the Children initiative. The funds appropriated for this purpose shall be used to help establish the Free the Children Pilot Project Office for the target neighborhood; and to provide assistance in meeting the transitional service cost needs such as special employment procurement, employment training, day care, health, education and transportation for the 125 families participating in the pilot program.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Tennessee peace officer standards and training commission for the purpose of making a grant in such amount to the Gibson County sheriff's office to provide for a dog and handler to locate contraband substances.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of seventy-five thousand dollars (\$75,000) to the department of conservation for the sole purpose of replacing the bathhouse at Gee Creek State Park on the Hiwassee River.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to the city of Humboldt for the purpose of acquiring and developing Viking Park.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum not to exceed one hundred twenty-five thousand dollars (\$125,000) to the historical commission for the purpose of making a grant to complete development of the Archie Campbell Museum and tourism complex at Bulls Gap, Tennessee. This appropriation is subject to approval of the state building commission.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand six hundred dollars (\$25,600) to the department of conservation for the sole purpose of making a grant in such amount to the town of Halls for the purpose of developing a caboose into a mini-museum, depicting the early development of Halls around the railroad, blacktopping the area and reflecting the railroad history on the mini-park wall.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred forty-nine thousand one hundred dollars (\$149,100) to the department of health and environment for the purpose of implementing the provisions of Senate Bill 1809 / House Bill 1488. This appropriation is subject to Senate Bill 1809 / House Bill 1488 becoming a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the department of mental health and mental retardation for the sole purpose of making a grant in such amount to the Jack Gean Shelter for Women in Savannah, Tennessee. The appropriation made in this item shall be recurring.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifteen thousand dollars (\$15,000) to the department of mental health and mental retardation for the purpose of employing an assistant director for the supported employment pilot program for mentally retarded adults operated by the Adult Services, Inc. of Smith County. The purpose for this appropriation is to permit an increase in the numbers of handicapped people who are served by the model program which aims to increase employment of handicapped citizens in rural counties.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated to the Department of Revenue the sum of thirty-two thousand seven hundred dollars (\$32,700) for the purpose of implementing Senate Bill 2249 / House Bill 2364, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to fund the task force study on solid waste authorized by Senate Bill 2456/ House Bill 2302. This appropriation shall have no effect unless Senate Bill 2456/ House Bill 2302 becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty-five thousand two hundred dollars (\$35,200) to the Four Lake Regional Industrial Development Authority as their operating budget.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) to the state building commission for the purpose of preplanning the campus expansion of Tri-Cities State Technical Institute in Blountsville.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of ten thousand dollars (\$10,000) for renovation and repair of historically significant streets in South Pittsburg, Tennessee.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to fund any bills passed during the 1988 session of the 95th General Assembly with an estimated fiscal impact of fifty thousand dollars (\$50,000) or less as reflected in the fiscal note on the bill and for which funding has not been appropriated otherwise by this act.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred seventy-three thousand two hundred forty-seven dollars (\$173,247) to Roane State Community College for the sole purpose of development of the Oak Ridge Branch of such college. This appropriation shall be subject to approval by the state board of regents.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of eighteen thousand dollars (\$18,000) to the department of finance and administration for the sole purpose of making a grant in that amount to the James E. Ward Agricultural and Community Center in Wilson County for the provision of restrooms and shower facilities.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated from recurring revenues the following amounts as indicated to the Department of Correction for the sole purpose of fulfilling the requirements of Section 9-6-119, Tennessee Code Annotated:

<u>Bill Number</u>	<u>Public Chapter No</u>	<u>Amount</u>
SB 1694/HB 2023	537	\$ 19,973
SB 1412/HB 1773	550	\$ 29,987
SB 1504/HB 1496	658	\$ 26,539
SB 2503/HB 2479		\$ 39,946
SB 1362/HB 1783		\$ 59,919

These appropriations shall be effective only if the respective bills are enacted into law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

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Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of ninety thousand dollars (\$90,000) to the department of finance and administration for the sole purpose of making a grant in that amount to the History Associates of Wilson County, Inc. for renovation, remodeling, and restoration of the Wilson County Museum.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty thousand dollars (\$40,000) to the Tennessee Historical Commission to continue their work on The Biographical Directory of the Tennessee General Assembly.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the purpose of implementing Senate Bill 2515 / House Bill 2456, if such bill becomes a law.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty thousand dollars (\$50,000) to Volunteer State Community College for the repair and/or replacement of campus sidewalks and handicap ramps.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of thirty thousand dollars (\$30,000) to radio station WSMS at Memphis State University as a one-time grant to purchase equipment.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of forty-nine thousand five hundred dollars (\$49,500) for the completion of Phase IV of the Etowah Rail Excursion Project in cooperation with the Departments of EC&D, Tourist Development, Transportation and the Seaboard Railroad.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to Crockett County for the sole purpose of exercising an option on property for an industrial project.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of five hundred thousand dollars (\$500,000) for the purpose of increasing funding for supplemental medical insurance for retired state employees and retired teachers, subject to the passage of SB 2116/HB 1768.

AND FURTHER AMEND by deleting from Section 41, Item 25, the words and figures "ten dollars (\$10.00)" and by substituting in lieu thereof "fourteen dollars (\$14.00)".

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to fund an assistant attorney general position in the nineteenth judicial district. This appropriation is subject to passage of the bill creating the position.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by this act, there is hereby appropriated an additional non-recurring amount of \$150,000 to enable the Board of Paroles to acquire through lease or purchase electronic monitoring devices for parolees, including remote electronic monitoring devices.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of one hundred thousand dollars (\$100,000) for pilot project in garbage and trash recycling in South Pittsburg, TN.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of three hundred thirty thousand dollars (\$330,000) to provide one time grants of fifteen thousand dollars (\$15,000) each to each agency in the state created under Title 71, Chapter 5, Part 11. This appropriation is subject to the approval of the commissioner of finance and administration.

AND FURTHER AMEND by adding the following new item at the end of Section 31:

Item _____. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the state building commission the sum of seventy-five thousand dollars (\$75,000) for the purpose of preplanning the construction of a livestock pavilion at Tennessee Technological University, subject to feasibility.

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AND FURTHER AMEND by adding the following new item to Section 36:

Item ___. Notwithstanding the provisions of this act or any other law to the contrary, any funds originally appropriated to the department of economic and community development pursuant to Chapter 937 of the Public Acts of 1986, Section 12, Item 48, which remain unused on the effective date of this act, shall not revert to the general fund but shall remain available to the department for use as specified by Chapter 937 of the Public Acts of 1986, Section 12, Item 48.

Item ___. Notwithstanding the provisions of this act or any other law to the contrary, any funds originally appropriated to the Houston-Stewart County industrial board pursuant to Chapter 937 of the Public Acts of 1986, Section 12, Item 137, which remain unused on the effective date of this act, shall not revert to the general fund but shall remain available to the board for use as specified by Chapter 937 of the Public Acts of 1986, Section 12, Item 137.

AND FURTHER AMEND by adding the following new item at the end of Section 31:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated to the state building commission the sum of seventy-five thousand dollars (\$75,000) for the purpose of preplanning the construction of a livestock pavilion at Walters State Community College, subject to feasibility.

AND FURTHER AMEND by deleting Item 22 of Section 41 and by substituting a new Item 22 to read:

Item 22. The comptroller of the treasury shall certify to the commissioner of finance and administration the value of cultural motor vehicle plates sold in the fiscal year ending June 30, 1987, less one hundred seventy-five thousand dollars (\$175,000). There is hereby transferred from the general fund to the highway fund in each of the fiscal years ending June 30, 1988 and June 30, 1989, the amount certified by the comptroller less an additional five hundred fourteen thousand dollars (\$514,000).

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item ___. From revenues generated pursuant to fees levied by Tennessee Code Annotated, Section 62-13-308, there is appropriated to the Tennessee real estate commission the sum of one hundred thousand dollars (\$100,000) for the purpose of purchasing copying and word processing equipment.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to the Commission on Aging for the construction of a Senior Citizens Center in the Donelson area of Davidson County.

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AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to all other funds appropriated to the Tennessee Sentencing Commission, there is hereby appropriated the additional sum of eighty-six thousand five hundred eighty dollars (\$86,580) for the purpose of printing the proposed criminal code and conducting educational workshops.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. The commissioner of finance and administration is authorized to solicit requests for proposals (RFP) for the privatization of the development, construction and operations of eighteen (18) hole golf courses at Natchez Trace State Park, Chickasaw State Park, Panther Creek State Park and Cedars of Lebanon State Park and such other locations to be determined by the State Building Commission. Subsequent to the RFP process and its results, there is appropriated the sum of two hundred thousand dollars (\$200,000) to the department of conservation for the sole purpose of conducting feasibility studies on development and construction of eighteen (18) hole golf courses at Natchez Trace State Park, Chickasaw State Park, Panther Creek State Park and Cedars of Lebanon State Park. This appropriation is subject to the approval of the commissioner of finance and administration. The request for proposals process and feasibility studies shall be concluded and reported on to the General Assembly by January 1, 1989.

There is further appropriated the sum of seven hundred twenty thousand dollars (\$720,000) to the department of conservation for the sole purpose of acquiring land for the purpose of developing golf courses, subject to a feasibility study being completed and recommending the development of such courses, to be allocated as follows:

Reelfoot State Park	\$420,000
Rock Island State Park	\$300,000

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of fifty-three thousand one hundred eight dollars (\$53,108) to the department of conservation for the sole purpose of making a grant in such amount to the town of Halls for the purpose of renovating, upgrading and equipping municipal parks.

AND FURTHER AMEND by adding the following new item at the end of Section 10:

Item __. Notwithstanding any provision of law to the contrary, all funds appropriated to the legislative branch which remain unobligated and unexpended on June 30, 1989, shall not revert to the general fund but shall be carried forward in a reserve to be expended in accordance with the approval of the Speaker of the House of Representatives and the Speaker of the Senate.

THURSDAY, APRIL 28, 1988 -- EIGHTY-NINTH LEGISLATIVE DAY

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of \$37,500 to provide an adjustment to legislative postage allowances to reflect the April 1988 U.S. Mail rate increases.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by this act, there is hereby appropriated the sum of twenty-five thousand dollars (\$25,000) to Montgomery County for renovation and repair of the Montgomery County Historical Museum.

AND FURTHER AMEND by deleting from both paragraphs in Section 41, Item 12 the words:

"from providers of Medicaid services"

and by substituting instead the words:

"for Medicaid purposes"

AND FURTHER AMEND Section 41, Item 12, by deleting the period at the end of the second paragraph and adding the following words:

"to reflect revenues received."

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of

twenty-five thousand dollars (\$25,000) to the city of Springfield for renovations, expansions and improvements of the J. Travis Price Park.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of twenty-five thousand dollars (\$25,000) to Robertson County for programs and improvements at Senior Citizen Centers. Such funds shall be divided equally among Senior Citizen Centers.

AND FURTHER AMEND by adding the following new item at the end of Section 12:

Item __. In addition to any other funds appropriated by the provisions of this act, there is hereby appropriated the following amounts for carrying out the provisions of the following bills. These appropriations shall be effective only if the respective bills are enacted into law.

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<u>Bill No.</u>	<u>Public Chapter No.</u>	<u>Amount</u>
HB 1992/SB 2212	584	\$ 2,515,190
HB 1367/SB 1852		\$ 79,167
HB 1710/SB 1685		\$ 2,775,600
SB 935/HB 963		\$ 157,000
SB 1079/HB 1180		\$ 440,000
SB 1578/HB 2250		\$ 77,400

Respectfully submitted,

FOR THE SENATE

Don Arnold
Ben Atchley
Steve Cohen
Jerry Cooper
Riley Darnell
Leonard Dunavant
John Ford
Milton Hamilton
Douglas Henry
Joe McKnight
Randy McNally
Carl Moore
Bob Rochelle

FOR THE HOUSE

John Bragg
Tommy Burnett
John Chiles
David Copeland
Lois DeBerry
Jim Henry
I.V. Hillis
L.H. Ivy
Jerry Jared
Ted Ray Miller
Jimmy Naifeh
Shelby Rhinehart
Clyde Webb

Rep. Bragg moved that the Conference Committee Report on Senate Bill No. 2106 be adopted and made the action of the House.

Rep. Love moved the previous question, which motion prevailed by the following vote:

Thereupon, Rep. Bragg renewed his motion that the Conference Committee Report on Senate Bill No. 2106 be adopted and made the action of the House, which motion prevailed.

Ayes	99
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Napier, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 99.

A motion to reconsider was tabled.

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BILL RE-REFERRED

*Senate Bill No. 1687 -- Election Laws -- Broadens eligibility for absentee voting by mail. Amends TCA 2-6-102.

Rep. Starnes moved that Senate Bill No. 1687 be re-referred to the Calendar and Rules Committee, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1758 -- Economic and Community Development -- Expands application of Local Neighborhood Model Development Corporation Act to certain counties. Amends TCA, Title 13, Ch. 13, Pt. 1.

Senate Amendment No. 1

Amend House Bill No. 1758 by deleting Section 1 in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 13-13-104(e), is amended by deleting from the first sentence the language ", prior to July 1, 1987,".

SECTION 2. Tennessee Code Annotated, Section 13-13-104(e), is amended by deleting from the last sentence "prior to September 15, 1987,".

SECTION 3. Tennessee Code Annotated, Section 13-13-104(e), is amended by deleting from the last sentence the language "house district" and by substituting instead the language "senate district".

Senate Amendment No. 2

Amend House Bill No. 1758 by adding the following as a new section before the effective date:

Section ____ Tennessee Code Annotated, Section 13-13-104(e) is amended by inserting the following language between the words "state representative district" and "as defined by" in the first sentence:
and the thirty-third (33rd) senatorial district in Memphis.

Rep. Drew moved that the House nonconcur in Senate Amendments Nos. 1 and 2, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby),

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Naifeh, Nance, Napier, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

House Bill No. 1862 -- Municipal Government -- Places certain requirements on boards of directors of not-for-profit corporations acting on behalf of local governments under the provisions of TCA Title 7, Chapters 4, 58. Amends TCA, Title 7, Ch. 54; Title 8, Ch. 44; Title 12, Ch. 4; Title 68, Ch. 31.

Senate Amendment No. 1

Amend House Bill No. 1862 by deleting the amendatory language of Section 1 in its entirety and by substituting instead the following:

Provided, however, if such bonds are issued by a not-for-profit corporation acting for the benefit or on behalf of any one (1) or more of counties, cities, towns and local governments under the provisions of this chapter, such bonds shall be sold at competitive bid or at a negotiated sale with the approval of the bond and local finance division of the state comptroller's office. Provided, further, any refinancing of such bonds shall also comply with the requirements of this section.

Senate Amendment No. 2

Amend House Bill No. 1862 by adding a new section before the effective date section and renumbering that accordingly:

SECTION ____. Provided, however, that the provisions of this act shall not apply to any county with a metropolitan form of government and having a population of four hundred thousand (400,000) or more according to the 1980 federal census or subsequent federal census.

Senate Amendment No. 3

Amend House Bill No. 1862 by inserting the following language as a new section immediately preceding the effective date section, and by renumbering the effective date section accordingly:

SECTION ____. Tennessee Code Annotated, Title 7, Chapter 54, Part 1, is amended by adding the following language as a new section to be appropriately designated:

Section ____. Notwithstanding the provisions of any other law or charter to the contrary, the board of directors of any not-for-profit corporation acting for the benefit or on behalf of any one (1) or more of counties, cities, towns or governmental entities pursuant to this chapter or Chapter 58 of this Title shall include two (2) directors to be appointed by the respective Chief Executive Officer of any municipality, county, or other local government on whose behalf such corporation is acting. Provided, further, that one of such appointees shall be black.

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Senate Amendment No. 4

Amend House Bill No. 1862 by deleting from the amendatory language of Senate Amendment No. 1 the following:

"bond and local finance division of the state comptroller's office"

and by substituting instead the following:

state director of local finance.

Senate Amendment No. 5

Amend House Bill No. 1862 by adding at the end of the new section added by Senate Amendment No. 3 the following:

The persons appointed pursuant to this section shall be confirmed by the appropriate local legislative body.

Rep. Miller moved that the House concur in Senate Amendment No. 2, 3 and 5, which motion prevailed by the following vote:

Ayes.....	92
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Rep. Miller moved that the House nonconcur in Senate Amendments Nos. 1 and 4, which motion prevailed.

***House Bill No. 2053 -- Taxes, Real Property --** Permits certain residents to pay property taxes in certain number of installments.

Senate Amendment No. 1

Amend House Bill No. 2053 by striking the language in House Amendments Nos. 1 and 2 in its entirety. Rewrite Section 2 of this act to provide the following:

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"This act shall apply to any county having a population of greater than seven hundred and seventy thousand (770,000) persons according to the 1980 federal census or any subsequent federal census."

Rep. Hassell moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 2059 -- Correctional Programs -- Allows department to establish special alternative incarceration sites for work release prisoners. Amends TCA, Title 41, Ch. 21, Pt. 5.

Senate Amendment No. 1

Amend House Bill No. 2059 by deleting from the amendatory language in House Bill No. 2059 the following words and punctuation in Section 1 and Section 2:

"provided, however, on incarceration site shall be located in any area zoned for residential purposes or primarily residential in character and any site shall be reviewed by the joint oversight committee on corrections."

Rep. Dixon moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R.

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(Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton. Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 2110 -- County Government -- Creates financial incentive to counties which affirmatively pursue illegal drug trafficking.

Senate Amendment No. 2

Amend House Bill No. 2110 by inserting in the first sentence of Section 4, as amended, between the words "is" and "created" the words "authorized to be".

Rep. Miller moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

House Bill No. 2131 -- Sunset Laws -- Extends termination date of institute for African Affairs. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 8, Pt. 8.

Rep. King moved that Senate Bill No. 2131 be reset on the Calendar for Friday, April 29, 1988, message calendar, which motion prevailed.

House Bill No. 2142 -- Public Records -- Makes investigative records of Department of Correction, Internal Affairs Division, public upon the completion of investigation. Amends TCA, Title 4, Ch. 6, 10-7-504; Title 40, Ch. 28, 41-21-224.

Senate Amendment No. 1

Amend House Bill No. 2142 by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-6-140, is amended by adding the following new subsection:

(c) Notwithstanding any other provision of law to the contrary, all inmate records and the information contained therein shall be open for public inspection. Provided, however, any information contained in an inmate record that is otherwise made confidential by the provisions of Tennessee Code Annotated, Section 10-7-504, shall remain confidential. Provided further that the commissioner shall have the authority to delete from any such record the name of or any identifying information concerning any department employee, law enforcement officer or informant or other inmate if, in his opinion, public disclosure of such name or information would place the safety of such employee, law enforcement officer, informant, or inmate in jeopardy. If the commissioner determines that a name or identifying information cannot be deleted in a manner sufficient to protect any such person, he may refuse to disclose the document in which such name or identifying information appears.

SECTION 2. Tennessee Code Annotated, Section 41-21-224, is amended by deleting subsection (c) in its entirety.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

Rep. Purcell moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	94
Noes.	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Perbular, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

Representative voting no was: Chiles -- 1.

A motion to reconsider was tabled.

House Bill No. 2349 -- Aged Persons -- Directs governor to appoint certain persons to certain boards, commissions, committees, and governing or advisory entities of state government. Amends various sections of TCA.

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Senate Amendment No. 1

Amend House Bill No. 2349 by deleting from the amendatory language of Section 1 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) such citizen serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 2 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 3 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) such private citizen serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 4 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 5 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 6 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 7 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 8 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 9 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 10 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 12 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 13 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 14 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the committee is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 15 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 17 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) private citizen serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 18 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person appointed to serve on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 19 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 20 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 21 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 22 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the council is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 23 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 24 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 25 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 26 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 27 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 28 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 29 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 30 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 31 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 32 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 33 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 34 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 35 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 36 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 37 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 38 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 39 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 40 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 41 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 42 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 43 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 44 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the council is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 45(b) the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 46 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 47 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 48 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 49 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 50 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 51 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 52 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 53 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 54 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 55 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 56 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the committee is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 57 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 58 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 59 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 60 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the council is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 63 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 64 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 65 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 66 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 67 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on each such committee is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 68 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 69 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the committee is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 70 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 71 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 72 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the board is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 73 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the commission is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 74 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person serving on the committee is a member of a racial minority.

AND FURTHER AMEND by deleting from the amendatory language of Section 75 the words and punctuation "or older." and by substituting instead the following:

or older and that at least one (1) person appointed to serve on the council is a member of a racial minority.

AND FURTHER AMEND by deleting from Section 76 the words and punctuation "or older." and by substituting instead the following:

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or older and that at least one (1) such citizen serving on each such board, commission, committee, or other governing or advisory entity is a member of a racial minority.

Rep. Davis (Knox) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 2352, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

RULES SUSPENDED

Rep. Davis (Knox) moved to suspend Rule No. 59 to consider House Bill No. 2352 out of order, which motion prevailed.

.*House Bill No. 2352 -- Trade Regulation -- Enacts "Tennessee International Trade and Export Development Act of 1988". Amends TCA, Title 13, Ch. 27.

Senate Amendment No. 1

Amend House Bill No. 2352 by deleting Section 3, as amended, and by substituting instead the following:

SECTION 3. There is hereby created the international trade and export development advisory council. The advisory council shall consist of nine (9) members, as follows:

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- (1) One (1) state senator appointed by the speaker of the senate;
- (2) One (1) state representative appointed by the speaker of the house of representatives;
- (3) The remaining seven (7) members shall be appointed by the governor from the private sector and shall include at least one (1) person from each of the following backgrounds:
 - (A) Private enterprise export trading operation;
 - (B) International banking and finance;
 - (C) Freight forwarding and shipping business; and
 - (D) International law.

In addition, the commissioners of agriculture and economic and community development or their designees shall serve as ex officio non voting members of the advisory council.

FURTHER AMEND by deleting Section 7 in its entirety and by renumbering the subsequent sections accordingly.

Rep. Davis (Knox) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenslay, Gaia, Garrett, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No. 257, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.
Chief Clerk.

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RULES SUSPENDED

Rep. Davis (Knox) moved to suspend **Rule No. 59** to consider House Bill No. 257 out of order, which motion prevailed.

***House Bill No. 0257 -- Solid Waste Disposal --** Requires applicant to provide proof of environmental safety prior to approval of solid waste disposal site or facility. Amends TCA, Title 68, Chs. 31, 33.

Senate Amendment No. 2

Amend House Bill No. 257 by deleting the amendatory language of Section 1 in its entirety and substituting instead the following:

() The Commissioner shall not approve any plans submitted in accordance with subsection (b) unless the applicant has submitted proof satisfactory to the Commissioner that the geological formation of the proposed facility are capable of containing the disposed wastes to prevent the pollution of waters of the state.

Rep. Davis (Knox) moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 917, as requested.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MOTION TO RECONSIDER

Senate Bill No. 0917 -- Alcoholic Offenses -- Allows persons convicted of DUI to undergo inpatient drug or alcohol treatment instead of incarceration under certain circumstances. Amends TCA, Title 55, Ch. 1-, Pt. 4.

Rep. Clark moved to lift from the table the motion to reconsider on Senate Bill No. 917.

Rep. Clark moved to reconsider our action in passing Senate Bill No. 917.

Rep. Clark moved that Senate Bill No. 917, be re-referred to the Calendar and Rules Committee, which motion prevailed.

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 2395 -- Hotels and Restaurants -- Authorizes fees for inspection and reinspection of food service establishments. Amends TCA 68-14-303, 318.

Senate Amendment No. 4

Amend House Bill 2395 by deleting from the amendatory language of subsection (4) of Section 1 the words "shall be promulgated to provide for repeat violators of this part".

Rep. Herron moved that the House concur in Senate Amendment No. 4, which motion prevailed by the following vote:

Ayes.....	93
Noes.....	5

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Cross, Curlee, Davidson, Davis (Cocke), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 93.

Representatives voting no were: Crain, Davis (Gibson), Holt, Lawson, Wolfe -- 5.

A motion to reconsider was tabled.

***House Bill No. 2396** -- Annexation -- Provides state shared taxes remain with county until July 1, following annexation. Amends TCA, Title 6, Ch. 51, Pt. 1.

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Senate Amendment No. 1

Amend House Bill 2396 by adding language after the first sentence of the amendatory language of Section 1 as follows:

Provided, however, whenever a municipality extends its boundaries by annexation, the municipality shall notify the department of revenue of such annexation prior to the annexation becoming effective for the purpose of tax administration.

Senate Amendment No. 2

Amend House Bill No. 2396 in SECTION 1 by deleting the first sentence of the amendatory language and replacing it with the following:

Notwithstanding any provisions of law to the contrary, whenever a municipality extends its boundaries by annexation, the county or counties in which the municipality is located shall continue to receive the revenue from all state and local taxes distributed on the basis of situs of collection, generated within the annexed area, until July 1st following the annexation unless the annexation takes effect on July 1. If the annexation takes effect on July 1, then the municipality shall begin receiving revenue from such taxes generated within the annexed area for the period beginning July 1.

Rep. Herron moved that the House concur in Senate Amendment Nos. 1 and 2, which motion prevailed by the following vote:

Ayes.....	96
Noes.....	0

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 2406 -- Business and Commerce -- Establishes fiduciary relationship in certain personal services contracts; creates penalty.

Senate Amendment No. 1

Amend House Bill No. 2406 by deleting the first sentence of Section 1 and by substituting instead the following:

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A duty to disclose is created for the provider of personal services for a fee or consideration to the recipient of such services.

AND FURTHER AMEND by deleting from the second sentence of Section 1 the language "fiduciary relationship" and by substituting instead "duty to disclose".

Rep. Naifeh moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moore (Lawrence), Moore (Shelby), Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Naifeh moved that the rules be suspended for the purpose of recalling Senate Joint Resolution No. 321 from the Calendar and Rules Committee for immediate consideration, which motion prevailed.

***Senate Joint Resolution 0321 -- General Assembly, Adjournment, Recess --**
Provides for adjournment sine die of Ninety-fifth General Assembly.

Rep. Naifeh moved to concur in Senate Joint Resolution No. 321.

Rep. Naifeh moved to amend as follows:

Amendment No. 1

Amend Senate Joint Resolution No. 321 by deleting the words and figures "Friday, April 15, 1988" and by substituting instead the words and figures "Friday, April 29, 1988".

On motion the amendment was adopted.

Thereupon, Rep. Naifeh moved that Senate Joint Resolution No. 321, as amended, be concurred in, which motion prevailed by the following vote:

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Ayes.	98
Noes.	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Long, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

House Bill No. 2193 -- Campaigns -- Revises financial disclosure reporting requirements; grants enforcement authority to Secretary of State. Amends TCA, Title 2; Title 3; Ch. 6; Title 8; Ch. 50, Pt. 5.

Rep. Kisber moved that House Bill No. 2193 be reset on the Calendar for Friday, April 29, 1988, which motion prevailed.

House Bill No. 2323 -- Ethics -- Enacts Governmental Ethics Commission Act of 1988. Amends TCA, Title 2 Ch. 10; Title 3 Ch. 6; Title 8; Ch. 50, Pt. 5.

Rep. Swann moved that House Bill No. 2323 be reset on the Calendar for Friday, April 29, 1988, which motion prevailed.

House Bill No. 2350 -- Campaigns -- Revises financial disclosure requirements; grants enforcement to Secretary of State. Amends TCA, Title 2, Ch. 10; Title 3, Ch. 6; Title 8, Ch. 50, Pt. 5.

Rep. Miller moved that House Bill No. 2350 be reset on the Calendar for Friday, April 29, 1988, which motion prevailed.

MOTION TO RECONSIDER

House Bill No. 2053 -- Taxes, Real Property -- Permits certain residents to pay property taxes in certain number of installments.

Rep. Hassell moved to lift from the table the motion to reconsider House Bill No. 2053, which motion prevailed.

Rep. Hassell moved to reconsider our action on House Bill No. 2053, which motion prevailed.

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Rep. Hassell moved to reconsider our action in concurring in Senate Amendment No. 1, which motion prevailed, whereupon, the House nonconcurred in Senate Amendment No. 1.

REGULAR CALENDAR, CONTINUED

House Bill No. 1706 -- Law Enforcement -- Requires reports to Department of Correction on pretrial misdemeanor detainees.

On motion, House Bill No. 1706 was made to conform with Senate Bill No. 1693.

On motion, **Senate Bill No. 1693**, on same subject, was substituted for House Bill No. 1706.

Rep. Kernell moved that Senate Bill No. 1693 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1693 by inserting the following language at the end of the amendatory language of Section 1:

The name of any such person reported to the department of correction pursuant to the provisions of this act shall be expunged from any records maintained by the department of correction if such person is found not guilty of such misdemeanor charge.

On motion, Amendment No. 1 was adopted.

Rep. Kernell moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 1693 in Section 2 by deleting the date "July 1, 1988" and substituting instead the date "October 1, 1988".

On motion, Amendment No. 2 was adopted.

Rep. Kernell moved to amend as follows:

Amendment No. 3

Amend Senate Bill 1693 by deleting all language following the enacting clause and by substituting instead the following:

Section 1. In cases in which (a) the public will not be endangered by the continued freedom of the suspected misdemeanor, (b) the law enforcement officer has reasonable proof of the identity of the suspected misdemeanor,

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and (c) there is no reason to believe the suspected misdemeanor will not appear as required by law, the general assembly finds that the issuance of a citation in lieu of arrest of the suspected misdemeanor will result in cost savings and increased public safety by allowing the use of jail space for dangerous individuals and/or felons and by keeping officers on patrol. Accordingly, the general assembly encourages all law enforcement agencies to so utilize misdemeanor citations and to encourage their personnel to use such citations when reasonable and according to law. On or before December 31 each year, beginning in 1988, each law enforcement agency shall report to the Joint House and Senate Oversight Committee on Corrections regarding the use of citations by such agency and suggested methods for improvement of this program and for relief of jail overcrowding.

Section 2. This act shall take effect on July 1, 1988, the public welfare requiring it.

On motion, Amendment No. 3 was adopted.

Thereupon, Rep. Kernell moved that Senate Bill No. 1693, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	67
Noes.....	25
Present and not voting.....	1

Representatives voting aye were: Bivens, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Cross, Davidson, Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Hassell, Hawkins, Henry, Herron, Hillis, Hurley, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, Miller, Moody, Moore (Shelby), Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, West, Wheeler, Williams, Wolfe, Mr. Speaker Murray -- 67.

Representatives voting no were: Bell, Bewley, Bragg, Chiles, Crain, Curlee, Davis (Gibson), Harrill, Head, Hobbs, Holcomb, Holt, Ivy, Jackson, Long, Montgomery, Moore (Lawrence), Naifeh, Ridgeway, Stallings, Webb, Whitson, Winningham, Wood, Yelton -- 25.

* Representative present and not voting was: Good -- 1.

A motion to reconsider was tabled.

House Bill No. 2111 -- Municipal Government -- Requires board of directors of not-for-profit corporation acting for governmental entity pursuant to TCA Title 7, Chapter 54, Part 1, to include elected and appointed members. Amends TCA, Title 7, Ch. 54, Pt.1.

Rep. Miller moved that House Bill No. 2111 be reset on the Calendar for Friday, April 29, 1988, which motion prevailed.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 67, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM SENATE

MR. SPEAKER: I am directed to request the return of Senate Bill No. 1179, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1367, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1406, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1426, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1649, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.: 1929.

The Senate concurred in House Amendment No. 15, and nonconcurred in House Amendment No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1935, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2001, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2032, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2077, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2091, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.: 1929.

The Senate concurred in House Amendment No. 15, and nonconcurred in House Amendment No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 1935, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2001, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2032, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2077, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2091, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2162, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2170, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 2269.

The Senate concurred in House Amendment No. 2 and nonconcurred in House Amendment No. 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2286, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2329, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2340, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2342, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2372, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No 2417, substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MOTION

Rep. Naifeh moved that all congratulatory and memorializing resolutions lying on the desk be introduced and placed on the Consent Calendar for Friday, April 29, 1988, which motion prevailed.

MOTION

Rep. Naifeh moved to suspend **Rule No. 59** so that all bills and resolutions lying on the desk and having Senate messages be placed on the Message Calendar for Friday, April 29, 1988, which motion prevailed. The following bills were so placed:

House Bill No. 67 by Rep. Love; House Bill No. 1367 by Rep. Burnett; House Bill No. 1406 by Rep. Hobbs; House Bill No. 1426 by Rep. King; House Bill No. 1649 by Rep. Curlee; House Bill No. 1681 by Rep. Rhinehart; House Bill No. 1710 by Rep. Starnes; Senate Bill No. 1756 by Rep. Wheeler; House Bill No. 1758 by Rep. Drew; House Bill No. 1809 by Rep. Kisber; House Bill No. 1828 by Rep. C. Turner; Senate Bill No. 1929 by Rep. Ray Davis; House Bill No. 1935 by Rep. Duer; House Bill No. 2001 by Rep. Herron; House Bill No. 2032 by Rep. Bivens; House Bill No. 2077 by Rep. C. Moore; House Bill No. 2091 by Rep. Burnett; House Bill No. 2131 by Rep. King; House Bill No. 2162 by Rep. West; House Bill No. 2170 by Rep. Ussery; Senate Bill No. 2269 by Rep. Love; House Bill No. 2286 by Rep. DeBerry; House Bill No. 2329 by Rep. Naifeh; House Bill No. 2340 by Rep. DeBerry; House Bill No. 2342 by Rep. DeBerry; House Bill No. 2372 by Rep. Pruitt; House Bill No. 2417 by Rep. Tanner.

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ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 519, 945, 1505, 1544, 1618, 1642, 1768, 1938, 1956, 2009, 2033, 2048, 2136, 2137, 2138, 2139, 2140, 2141, 2143, 2180, 2241, 2268, 2363, 2370, 2416, 2449, 2452, 2476, 2477, 2478, 2487, 2488, 2489, 2492, 2493, 2497, 2498, 2501, 2502, 2503, 2506 and 2508; House Resolutions Nos. 148, 149, 150, 151, 153, 154, 155, 156 and 157; and House Joint Resolutions Nos. 698, 699, 700, 701, 702 and 703; and find same correctly enrolled and ready for the signature(s) of the Speaker(s).

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 551: Reps. Phillips and Peroulas added as prime sponsors.

House Joint Resolution No. 752: Rep. Peroulas added as prime sponsor.

House Joint Resolution No. 815: Rep. West added as prime sponsor.

House Joint Resolution No. 832: Rep. Herron added as prime sponsor.

House Bill No. 2323: Rep. Peroulas added as prime sponsor.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1776, 2010, 2175, 2249, 2272, 2368; and House Joint Resolutions Nos. 764, 766, 768, 769, 774, 775, 776, 777, 778, 780 and 781; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 519, 945, 1505, 1544, 1618, 1642, 1768, 1938, 1956, 2009, 2033, 2048, 2136, 2137, 2138, 2139, 2140, 2141, 2143, 2180, 2241, 2268, 2363, 2370, 2416, 2449, 2452, 2476, 2477, 2478, 2487, 2488, 2489, 2492, 2493, 2497, 2498, 2501, 2502, 2503, 2506 and 2508; House Resolutions Nos. 148, 149, 150, 151, 153, 154, 155, 156 and 157; and House Joint Resolutions Nos. 698, 699, 700, 701, 702 and 703.

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MOTION TO SUSPEND RULES

Rep. Robinson (Davidson) moved that Rep. Bragg call a special meeting of the Finance, Ways and Means Committee to consider Senate Bill No. 2453. The motion was objected to.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 1604; and find same correctly enrolled and ready for the signature of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 381, 616, 1309, 1348, 1364, 1386, 1389, 1396, 1409, 1466, 1487, 1607, 1708, 1735, 1754, 1772, 1836, 1840, 1918, 2303, 2319, 2353, 2395, 2407, 2448, 2457 and 2487; also, Senate Joint Resolutions Nos. 158, 476, 483, 487, 490, 492, 498, 499, 500, 501 and 502; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 457, 468, 514, 515, 694, 704, 705, 706, 707, 708, 709, 711, 713, 715, 718, 719, 721, 722, 723, 724, 725, 726, 727, 730, 731, 733, 734, 735, 736, 737, 738 and 739; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 2505, 2514, 2517, 2518, 2519 and 2520; substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 688, 782, 783, 784, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 804, 805, 806, 807, 808, 810, 812 and 813; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 457, 468, 514, 515, 694, 704, 705, 706, 707, 708, 709, 711, 713, 715, 718, 719, 721, 722, 723, 724, 725, 726, 727, 730, 731, 733, 734, 735, 736, 737, 738 and 739; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2022; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 2022.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 811; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 535; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0535 -- Memorials, Recognition and Thanks -- Honors J.B. Shockley for service to General Assembly.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 482; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution 0482 -- Memorials, Government Officials -- Directs Division of Parks and Recreation to assess and recommend improvements for operation of state parks.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 2515; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 2515 -- Education, Dept. of -- Provides for asbestos inspection in schools. Amends TCA, Titles 49, 68.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 520; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolution No. 520.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2360; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

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ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1739, 2505, 2514, 2517, 2518, 2519 and 2520; and House Joint Resolutions Nos. 688, 782, 783, 784, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 804, 805, 806, 807, 808, 810, 811, 812 and 813; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 1413; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 1413 -- Welfare --** Provides that maximum grants for AFDC program be annually established as certain percentage of standard of need. Amends TCA, Title 71, Ch. 3.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1686 and 2091; and House Joint Resolutions Nos. 622, 752, 785, 829, 839, 841, 844, 845 and 856; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2403; and House Joint Resolutions Nos. 551 and 751; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2331; and House Joint Resolutions Nos. 422, 500, 547, 617, 618, 814, 815, 816, 818, 819, 820, 821, 822, 824, 825, 826, 827, 828, 830, 831, 832, 833, 834, 835, 836, 837, 838, 840, 842, 843, 846, 847, 848, and 855; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

THURSDAY, APRIL 28, 1988 -- EIGHTY-NINTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 255, 1789, 1874, 2156, 2301 and 2355; substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 518 and 639; both concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1776, 1922, 2010, 2175, 2249 and 2272; House Joint Resolutions Nos. 764, 766, 768, 769, 774, 775, 776, 777, 778, 780 and 781, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 2170, 2511, 2524, 2531, 2532 and 2534; and House Joint Resolutions Nos. 423, 693, 732, 817 and 860; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 381, 616, 1309, 1348, 1364, 1386, 1389, 1396, 1409, 1466, 1487, 1607, 1708, 1735, 1754, 1772, 1836, 1840, 1918, 2303, 2319, 2353, 2395, 2407, 2448, 2457 and 2487 Senate Joint Resolutions Nos. 158, 476, 483, 487, 490, 492, 498, 499, 500 and 501.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1604, 1739, 2505, 2514, 2517, 2518, 2519, 2520; House Joint Resolutions Nos. 688, 782, 783, 784, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 804, 805, 806, 807, 808, 810, 811, 812 and 813.

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ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 458; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2533; and House Joint Resolutions Nos. 647, 767, 849, 850, 851, 852, 853, 854 and 858; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2313; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution No. 661; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 2127 and 2324; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 602, 1463, 1503, 2035, 2058, 2281, 2494 and 2504; substituted for Senate Bills on same subjects and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No. 8; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 0008** -- Board of Regents For State Universities -- Directs preplanning "John A. Merritt Memorial Stadium"; makes appropriation.

ENGROSSED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 857 and 859; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 849, 850, 851, 852, 853, 854 and 858; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 242, 1437, 1474, 1700, 1705, 1864, 2108, 2183, 2331, 2403 and 2533; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES

In accordance with **Rule No. 48**, the following local bill, having received authorization for passage by the legislative delegation, was transmitted to the Committee on Calendar and Rules: House Bill No. 2526.

THURSDAY, APRIL 28, 1988 -- EIGHTY-NINTH LEGISLATIVE DAY

REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill on the Consent Calendar for Friday, April 29, 1988: House Bill No. 2526.

PHILLIPS, Chairman.

MOTION TO ADJOURN

Ayes.	88
Noes.	1
Present and not voting.	4

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Long, Love, McAfee, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton -- 88.

Representative voting no was: Robinson (Davidson) -- 1.

Representatives present and not voting were: Kernell, Lawson, Miller, Purcell -- 4.

A motion to reconsider was tabled.

On motion of Rep. Chiles the House adjourned until 8:30 a.m., Friday, April 29, 1988.